

HAYWARD POLICE DEPARTMENT

CASE REPORT

300 West Winton Avenue
Hayward, CA 94544

CASE# 2015-00029275

EVENT	REPORTED DATE/TIME	OCCURRED INCIDENT TYPE	CASE DISPOSITION
	04/13/2015 21:35	Death Investigation	
	OCCURRED FROM DATE/TIME	OCCURRED THRU DATE/TIME	LOCATION OF OCCURRENCE
	04/12/2015 21:35	04/12/2015 21:35	Hwy 580 Pleasanton, CA 94588-

OFFENSES	STATUTE/DESCRIPTION	COUNTS	ATTEMPT/COMMIT
	11550(A) HS-M DrugA	1	Commit

SUBJECT	SUBJECT TYPE		NAME (LAST, FIRST, MIDDLE SUFFIX)				<input type="checkbox"/> NON-DISCLOSURE	
	Suspect		Jimerson, Eugene, Lamont					
	DOB AGE or AGE RANGE		ADDRESS (STREET, CITY, STATE, ZIP)					
	9/8/1972 42		[REDACTED]					
	SEX	RACE	EYE	HAIR	HEIGHT or RANGE	WEIGHT or RANGE		
Male	Black	Brown	Black	5' 6" -	160			
DL NUMBER/STATE		PFN	PRIMARY PHONE		PHONE #2			
[REDACTED]		[REDACTED]	[REDACTED]		[REDACTED]			

SUBJECT	SUBJECT TYPE		NAME (LAST, FIRST, MIDDLE SUFFIX)				<input type="checkbox"/> NON-DISCLOSURE	
	[REDACTED]		[REDACTED]					
	DOB AGE or AGE RANGE		ADDRESS (STREET, CITY, STATE, ZIP)					
	[REDACTED]		[REDACTED]					
	SEX	RACE	EYE	HAIR	HEIGHT or RANGE	WEIGHT or RANGE		
[REDACTED]	[REDACTED]							
DL NUMBER/STATE		PFN	PRIMARY PHONE		PHONE #2			
[REDACTED]		[REDACTED]	[REDACTED]		[REDACTED]			

SUBJECT	SUBJECT TYPE		NAME (LAST, FIRST, MIDDLE SUFFIX)				<input type="checkbox"/> NON-DISCLOSURE	
	[REDACTED]		[REDACTED]					
	DOB AGE or AGE RANGE		ADDRESS (STREET, CITY, STATE, ZIP)					
	[REDACTED]		[REDACTED]					
	SEX	RACE	EYE	HAIR	HEIGHT or RANGE	WEIGHT or RANGE		
[REDACTED]	[REDACTED]							
DL NUMBER/STATE		PFN	PRIMARY PHONE		PHONE #2			
[REDACTED]		[REDACTED]	[REDACTED]		[REDACTED]			

SUBJECT	SUBJECT TYPE		NAME (LAST, FIRST, MIDDLE SUFFIX)				<input type="checkbox"/> NON-DISCLOSURE	
	[REDACTED]		[REDACTED]					
	DOB AGE or AGE RANGE		ADDRESS (STREET, CITY, STATE, ZIP)					
	[REDACTED]		[REDACTED]					
	SEX	RACE	EYE	HAIR	HEIGHT or RANGE	WEIGHT or RANGE		
[REDACTED]	[REDACTED]							
DL NUMBER/STATE		PFN	PRIMARY PHONE		PHONE #2			
[REDACTED]		[REDACTED]	[REDACTED]		[REDACTED]			

REPORTING OFFICER	DATE	REVIEWED BY
Riley	285 04/13/2015	bobbie.koller Bolster-Koller, Bobbie 11/23/2015 12:42

HAYWARD POLICE DEPARTMENT

CASE REPORT

CASE#

2015-00029275

300 West Winton Avenue

Hayward, CA 94544

NARRATIVE

NARRATIVE:

Refer to the attached document.

END OF REPORT:

Detective S. Riley #285

REPORTING OFFICER

Riley

DATE

04/13/2015

REVIEWED BY

bobbie.koller|Bolster-Koller, Bobbie|11/23/2015|12:42

HAYWARD POLICE DEPARTMENT

CASE REPORT

CASE# **2015-00029275**

300 West Winton Avenue

Hayward, CA 94544

ADDITIONAL SUBJECTS

SUBJECT	SUBJECT TYPE		NAME (LAST, FIRST, MIDDLE SUFFIX)				<input type="checkbox"/> NON-DISCLOSURE	
	[REDACTED]		Jimerson, [REDACTED]					
	DOB AGE or AGE RANGE		ADDRESS (STREET, CITY, STATE, ZIP)					
	[REDACTED] [REDACTED]		[REDACTED]					
	SEX	RACE		EYE	HAIR	HEIGHT or RANGE	WEIGHT or RANGE	
	[REDACTED]	[REDACTED]						
	DL NUMBER/STATE		PFN	PRIMARY PHONE		PHONE #2		
	[REDACTED]		[REDACTED]	[REDACTED]		[REDACTED]		

SUBJECT	SUBJECT TYPE		NAME (LAST, FIRST, MIDDLE SUFFIX)				<input type="checkbox"/> NON-DISCLOSURE	
	[REDACTED]		[REDACTED]					
	DOB AGE or AGE RANGE		ADDRESS (STREET, CITY, STATE, ZIP)					
	[REDACTED]		[REDACTED]					
	SEX	RACE		EYE	HAIR	HEIGHT or RANGE	WEIGHT or RANGE	
	[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]		
	DL NUMBER/STATE		PFN	PRIMARY PHONE		PHONE #2		
	[REDACTED]		[REDACTED]					

SUBJECT	SUBJECT TYPE		NAME (LAST, FIRST, MIDDLE SUFFIX)				<input type="checkbox"/> NON-DISCLOSURE	
	Witness		Ofc R. Sharrock,					
	DOB AGE or AGE RANGE		ADDRESS (STREET, CITY, STATE, ZIP)					
			300 W Winton Ave Hayward, CA 94544					
	SEX	RACE		EYE	HAIR	HEIGHT or RANGE	WEIGHT or RANGE	
	Male	White-European						
	DL NUMBER/STATE		PFN	PRIMARY PHONE		PHONE #2		
				(510)293-7000				

SUBJECT	SUBJECT TYPE		NAME (LAST, FIRST, MIDDLE SUFFIX)				<input type="checkbox"/> NON-DISCLOSURE	
	Witness		Ofc J. Padavana,					
	DOB AGE or AGE RANGE		ADDRESS (STREET, CITY, STATE, ZIP)					
			300 W Winton Ave Hayward, CA 94544					
	SEX	RACE		EYE	HAIR	HEIGHT or RANGE	WEIGHT or RANGE	
	Male	White-European						
	DL NUMBER/STATE		PFN	PRIMARY PHONE		PHONE #2		
				(510)293-7000				

SUBJECT	SUBJECT TYPE		NAME (LAST, FIRST, MIDDLE SUFFIX)				<input type="checkbox"/> NON-DISCLOSURE	
	Witness		Ofc M. Clark,					
	DOB AGE or AGE RANGE		ADDRESS (STREET, CITY, STATE, ZIP)					
			300 W Winton Ave Hayward, CA 94544					
	SEX	RACE		EYE	HAIR	HEIGHT or RANGE	WEIGHT or RANGE	
	Male	White-European						
	DL NUMBER/STATE		PFN	PRIMARY PHONE		PHONE #2		
				(510)293-7000				

REPORTING OFFICER	DATE	REVIEWED BY
Riley	285 04/13/2015	bobbie.koller Bolster-Koller, Bobbie 11/23/2015 12:42

HAYWARD POLICE DEPARTMENT

CASE REPORT

CASE# **2015-00029275**

300 West Winton Avenue

Hayward, CA 94544

ADDITIONAL SUBJECTS

SUBJECT	SUBJECT TYPE		NAME (LAST, FIRST, MIDDLE SUFFIX)				<input type="checkbox"/> NON-DISCLOSURE	
	Witness		CSO R. Eakin,					
	DOB <small>AGE or AGE RANGE</small>		ADDRESS (STREET, CITY, STATE, ZIP)					
			300 W Winton Ave Hayward, CA 94544					
	SEX	RACE		EYE	HAIR	HEIGHT or RANGE	WEIGHT or RANGE	
	Male	White-European						
	DL NUMBER/STATE			PFN	PRIMARY PHONE		PHONE #2	
					(510)293-7000			

SUBJECT	SUBJECT TYPE		NAME (LAST, FIRST, MIDDLE SUFFIX)				<input type="checkbox"/> NON-DISCLOSURE	
	Witness		CSO J. Colton,					
	DOB <small>AGE or AGE RANGE</small>		ADDRESS (STREET, CITY, STATE, ZIP)					
			300 W Winton Ave Hayward, CA 94544					
	SEX	RACE		EYE	HAIR	HEIGHT or RANGE	WEIGHT or RANGE	
	Male	White-European						
	DL NUMBER/STATE			PFN	PRIMARY PHONE		PHONE #2	
					(510)293-7000			

SUBJECT	SUBJECT TYPE		NAME (LAST, FIRST, MIDDLE SUFFIX)				<input type="checkbox"/> NON-DISCLOSURE	
	Witness		CSO P. Sanchez,					
	DOB <small>AGE or AGE RANGE</small>		ADDRESS (STREET, CITY, STATE, ZIP)					
			300 W Winton Ave Hayward, CA 94544					
	SEX	RACE		EYE	HAIR	HEIGHT or RANGE	WEIGHT or RANGE	
	Male	Hispanic						
	DL NUMBER/STATE			PFN	PRIMARY PHONE		PHONE #2	
					(510)293-7000			

SUBJECT	SUBJECT TYPE		NAME (LAST, FIRST, MIDDLE SUFFIX)				<input type="checkbox"/> NON-DISCLOSURE	
	Witness		Dep T. MacKenzie,					
	DOB <small>AGE or AGE RANGE</small>		ADDRESS (STREET, CITY, STATE, ZIP)					
			[REDACTED]					
	SEX	RACE		EYE	HAIR	HEIGHT or RANGE	WEIGHT or RANGE	
		White-European						
	DL NUMBER/STATE			PFN	PRIMARY PHONE		PHONE #2	
					[REDACTED]			

SUBJECT	SUBJECT TYPE		NAME (LAST, FIRST, MIDDLE SUFFIX)				<input type="checkbox"/> NON-DISCLOSURE	
	[REDACTED]		[REDACTED]					
	DOB <small>AGE or AGE RANGE</small>		ADDRESS (STREET, CITY, STATE, ZIP)					
			[REDACTED]					
	SEX	RACE		EYE	HAIR	HEIGHT or RANGE	WEIGHT or RANGE	
	[REDACTED]	[REDACTED]						
	DL NUMBER/STATE			PFN	PRIMARY PHONE		PHONE #2	
					[REDACTED]			

REPORTING OFFICER	DATE	REVIEWED BY
Riley	285 04/13/2015	bobbie.koller Bolster-Koller, Bobbie 11/23/2015 12:42

HAYWARD POLICE DEPARTMENT

CASE REPORT

CASE# 2015-00029275

300 West Winton Avenue

Hayward, CA 94544

ADDITIONAL SUBJECTS

SUBJECT	SUBJECT TYPE		NAME (LAST, FIRST, MIDDLE SUFFIX)				<input type="checkbox"/> NON-DISCLOSURE	
	DOB		AGE or AGE RANGE		ADDRESS (STREET, CITY, STATE, ZIP)			
	SEX		RACE		EYE	HAIR	HEIGHT or RANGE	WEIGHT or RANGE
	DL NUMBER/STATE		PFN		PRIMARY PHONE		PHONE #2	

SUBJECT	SUBJECT TYPE		NAME (LAST, FIRST, MIDDLE SUFFIX)				<input type="checkbox"/> NON-DISCLOSURE	
	DOB		AGE or AGE RANGE		ADDRESS (STREET, CITY, STATE, ZIP)			
	SEX		RACE		EYE	HAIR	HEIGHT or RANGE	WEIGHT or RANGE
	DL NUMBER/STATE		PFN		PRIMARY PHONE		PHONE #2	

SUBJECT	SUBJECT TYPE		NAME (LAST, FIRST, MIDDLE SUFFIX)				<input type="checkbox"/> NON-DISCLOSURE	
	DOB		AGE or AGE RANGE		ADDRESS (STREET, CITY, STATE, ZIP)			
	SEX		RACE		EYE	HAIR	HEIGHT or RANGE	WEIGHT or RANGE
	DL NUMBER/STATE		PFN		PRIMARY PHONE		PHONE #2	

SUBJECT	SUBJECT TYPE		NAME (LAST, FIRST, MIDDLE SUFFIX)				<input type="checkbox"/> NON-DISCLOSURE	
	DOB		AGE or AGE RANGE		ADDRESS (STREET, CITY, STATE, ZIP)			
	SEX		RACE		EYE	HAIR	HEIGHT or RANGE	WEIGHT or RANGE
	DL NUMBER/STATE		PFN		PRIMARY PHONE		PHONE #2	

SUBJECT	SUBJECT TYPE		NAME (LAST, FIRST, MIDDLE SUFFIX)				<input type="checkbox"/> NON-DISCLOSURE	
	DOB		AGE or AGE RANGE		ADDRESS (STREET, CITY, STATE, ZIP)			
	SEX		RACE		EYE	HAIR	HEIGHT or RANGE	WEIGHT or RANGE
	DL NUMBER/STATE		PFN		PRIMARY PHONE		PHONE #2	

REPORTING OFFICER	DATE	REVIEWED BY
Riley	285 04/13/2015	bobbie.koller Bolster-Koller, Bobbie 11/23/2015 12:42

HAYWARD POLICE DEPARTMENT

CASE REPORT

CASE# 2015-00029275

300 West Winton Avenue

Hayward, CA 94544

ADDITIONAL SUBJECTS

SUBJECT	SUBJECT TYPE		NAME (LAST, FIRST, MIDDLE SUFFIX)				<input type="checkbox"/> NON-DISCLOSURE	
	Witness		Ofc R. Gonzalez,					
	DOB AGE or AGE RANGE		ADDRESS (STREET, CITY, STATE, ZIP)					
			300 W Winton Ave Hayward, CA 94544					
	SEX	RACE		EYE	HAIR	HEIGHT or RANGE	WEIGHT or RANGE	
	Male	Hispanic						
	DL NUMBER/STATE		PFN	PRIMARY PHONE		PHONE #2		
				(510)293-7000				

SUBJECT	SUBJECT TYPE		NAME (LAST, FIRST, MIDDLE SUFFIX)				<input type="checkbox"/> NON-DISCLOSURE	
	[REDACTED]		[REDACTED]					
	DOB AGE or AGE RANGE		ADDRESS (STREET, CITY, STATE, ZIP)					
			[REDACTED]					
	SEX	RACE		EYE	HAIR	HEIGHT or RANGE	WEIGHT or RANGE	
	[REDACTED]	[REDACTED]						
	DL NUMBER/STATE		PFN	PRIMARY PHONE		PHONE #2		
				[REDACTED]				

SUBJECT	SUBJECT TYPE		NAME (LAST, FIRST, MIDDLE SUFFIX)				<input type="checkbox"/> NON-DISCLOSURE	
	[REDACTED]		[REDACTED]					
	DOB AGE or AGE RANGE		ADDRESS (STREET, CITY, STATE, ZIP)					
			[REDACTED]					
	SEX	RACE		EYE	HAIR	HEIGHT or RANGE	WEIGHT or RANGE	
	[REDACTED]	[REDACTED]						
	DL NUMBER/STATE		PFN	PRIMARY PHONE		PHONE #2		
				[REDACTED]				

SUBJECT	SUBJECT TYPE		NAME (LAST, FIRST, MIDDLE SUFFIX)				<input type="checkbox"/> NON-DISCLOSURE	
	Other		Dep T. Engel,					
	DOB AGE or AGE RANGE		ADDRESS (STREET, CITY, STATE, ZIP)					
			[REDACTED]					
	SEX	RACE		EYE	HAIR	HEIGHT or RANGE	WEIGHT or RANGE	
		Other-Unknown						
	DL NUMBER/STATE		PFN	PRIMARY PHONE		PHONE #2		
				[REDACTED]				

SUBJECT	SUBJECT TYPE		NAME (LAST, FIRST, MIDDLE SUFFIX)				<input type="checkbox"/> NON-DISCLOSURE	
	Other		Dep C. Shafer,					
	DOB AGE or AGE RANGE		ADDRESS (STREET, CITY, STATE, ZIP)					
			[REDACTED]					
	SEX	RACE		EYE	HAIR	HEIGHT or RANGE	WEIGHT or RANGE	
		Other-Unknown						
	DL NUMBER/STATE		PFN	PRIMARY PHONE		PHONE #2		
				[REDACTED]				

REPORTING OFFICER	DATE	REVIEWED BY
Riley 285	04/13/2015	bobbie.koller Bolster-Koller, Bobbie 11/23/2015 12:42

SUSPECT STATUS:

Eugene Lamont Jimerson [REDACTED] was pronounced deceased on 04/12/15 about 2130 hours by [REDACTED], Valley Care Hospital, Pleasanton, CA.

CAUSE OF DEATH:

Alameda County Coroner [REDACTED] performed the autopsy and determined Jimerson's cause of death was "Acute methamphetamine intoxication". [REDACTED]
[REDACTED]

SUMMARY:

On 04/12/15 about 1942 hours, Hayward PD Communications received a call from [REDACTED] [REDACTED] reported a black male wearing a white tank top and black shorts was running in and out of traffic at the intersection of Jackson Street and Soto Road. [REDACTED] at one point stated, "He's crazy. He's going to get hit by a car". The male was later identified as Eugene Jimerson Jr. Officers Sharrock and Padavana were dispatched to the call. As Officer Sharrock arrived in the area, he noticed Jimerson running across Jackson Street into traffic. Officer Sharrock contacted Jimerson in the parking lot of Arteaga's Food Center, 226 Jackson Street. Officer J. Padavana was equipped with a body camera and arrived a short time later. Jimerson is captured on video running in and out of traffic from various business surveillance cameras.

Officer Sharrock noticed Jimerson had objective symptoms of being under the influence of a stimulant. Officer Sharrock evaluated Jimerson, determined he was under the influence of a stimulant, and arrested Jimerson per 11550 HS. Jimerson was cooperative, placed in handcuffs, and seated inside the rear passenger area of Ofc Sharrock's patrol vehicle without incident. Officer Sharrock transported Jimerson to the Hayward Jail. During the transport to the jail, Jimerson was moving about the rear passenger area. As Ofc Sharrock pulled into the sally port of the jail, Jimerson is captured on video moving about the rear passenger area.

Ofc Sharrock attempted to book Jimerson and learned Jimerson was not allowed in the Hayward Jail due to [REDACTED] and needed to be transported to Santa Rita Jail for booking. Due to Jimerson's behavior in the patrol vehicle, Ofc Sharrock requested and Sgt Ducker authorized the use of the WRAP leg restraint. The leg restraint was utilized and placed on Jimerson by Ofc Sharrock, CSO R. Eakin, and CSO Colton. Jimerson was placed back into the back passenger area of Ofc Sharrock's patrol vehicle. Jimerson began to move about the rear passenger area as before.

Ofc Sharrock left the Hayward Jail sally port and was followed by Ofc Clark. Ofc Sharrock picked up an applicant/ride along; Merced County Sheriff's Deputy T. MacKenzie in front of the Hayward Police Department. Ofc Sharrock continued transporting Jimerson to the Santa Rita Jail followed by Ofc Clark. Jimerson continued to move about the rear seat.

As Ofc Sharrock approached the Hacienda Drive exit, he noticed Jimerson was not making any sounds or movements. Ofc Sharrock immediately exited the highway with Ofc Clark following

Jimerson's actions and behavior were captured on several surveillance cameras surrounding the area of Jackson Street and Soto Road, as well as in the sally port of the Hayward Jail, and Ofc Padavana's body worn camera.

I am currently assigned as a Detective in the Homicide / Major Assaults Unit.

Det Purnell had contacted the involved officers; Officers Sharrock, M. Clark, and J. Padavana and their attorney. Interviews were scheduled for all three officers on Monday, 04/13/15.

On Monday, 04/13/15 about 0630 hours, I assumed the role of lead investigator for this investigation.

	[REDACTED]
	[REDACTED]
	[REDACTED] [REDACTED] [REDACTED]
	[REDACTED]
	[REDACTED]
	[REDACTED]
	[REDACTED]

About 0934 hours, at my request, Det Mosby called and spoke to [REDACTED] [REDACTED] [REDACTED] was the original caller that reported Jimerson running into traffic. Det Mosby asked and [REDACTED] agreed to meet with us at HPD about 1130 hours. However, [REDACTED] did not show up for the meeting. Det Mosby had obtained the Paramedics Plus Patient Care report, which documented the medical care they provided to Jimerson. [REDACTED]
[REDACTED]

About 0950 hours, Det Mosby and I responded to [REDACTED] and discovered Jimerson nor any of his family currently lived at this address.

About 1029 hours, Det Mosby and I responded to [REDACTED] [REDACTED] [REDACTED]. The front gate was locked which did not allow me to knock on the front door. I left me business card on the gate requesting someone to call me.

About 1214 hours, [REDACTED] [REDACTED] called me and gave me [REDACTED] [REDACTED] [REDACTED] phone number [REDACTED]

About 1218 hours, I called and spoke to [REDACTED] [REDACTED]. I requested he come to HPD so I could talk to him regarding his son. [REDACTED] [REDACTED] demanded I tell him over the phone what was going on prior to him agreeing to come to HPD. I advised [REDACTED] [REDACTED] his [REDACTED] [REDACTED] had a medical emergency and was deceased. [REDACTED] [REDACTED] agreed to respond to HPD. [REDACTED]
[REDACTED]

About 1307 hours, Detective Mosby and I interviewed Officer Padavana. Attorney D. Nobles with Rains, Lucia, and Stern was present during the interview. The interview was video/audio recorded.

I read Officer Padavana the Interview Admonishment form, advising he was not required to stay or answer any questions. Officer Padavana agreed to speak with us about this incident. Officer Padavana and Attorney Nobles signed the Interview Admonishment form.

In summary, Ofc Padavana told me the following:

Officer Padavana was hired at HPD in June 2005 and has no prior law enforcement experience. Officer Padavana was assigned to the George beat and had the unit identifier of George 27 (G27). Officer Padavana was assigned to swing shift (1330 hours – 0200 hours) and Sgt Banuelos was his supervisor. Ofc Padavana was driving patrol vehicle #285 which is a fully marked HPD patrol vehicle. The only equipment Ofc Padavana used during this incident was his Body Worn Camera (BWC).

This incident was Ofc Padavana first contact with Jimerson. However, Ofc Padavana heard of a past incident where Jimerson had jumped the fence and was in the back secured parking lot of the Hayward Police Department. [REDACTED]

Ofc Padavana responded to the intersection of Jackson Street and Soto Road for a welfare call. Ofc Sharrock was primary and Ofc McMahon was a cover unit. Ofc Padavana was a few blocks away and answered up for the cover unit cancelling Ofc McMahon.

As Ofc Padavana was enroute, he heard Ofc Sharrock's radio traffic indicating he had Jimerson in view and they were at a market on Jackson Street (Arteaga's Food Center). Ofc Padavana arrived and parked behind Ofc Sharrock's vehicle. Ofc Padavana activated his BWC as he got out of his patrol vehicle. Ofc Padavana saw Ofc Sharrock talking to a Black male (Jimerson) along the east side of the parking lot. Jimerson was wearing a white tank top and had a black shirt over his shoulders. Jimerson was already handcuffed and was complying with Ofc Sharrock. Ofc Padavana noticed Jimerson was sweating profusely and kept looking around. Ofc Padavana stood by as Ofc Sharrock evaluated Jimerson for being under the influence of a drug. Jimerson made a comment regarding him being a cannibal. Jimerson was not answering the specific questions Ofc Sharrock was asking him. Ofc Sharrock conducted Field Sobriety/Drug Abuse Recognition tests (FST/DAR). Ofc Padavana observed Jimerson not being able to complete the Rhomberg test (being able to estimate 30 seconds with your eyes closed, head tilted back, arms along your side, and feet together). Jimerson was unable to keep his eyes closed. Ofc Padavana also assisted Ofc Sharrock by keeping time as Ofc Sharrock estimated Jimerson's heart rate. Ofc Sharrock arrested Jimerson for being under the influence of a controlled substance and they both escorted Jimerson to the back passenger compartment of Ofc Sharrock's patrol vehicle.

Ofc Padavana spoke to Ofc Sharrock regarding Jimerson's pulse and discovered Jimerson's pulse was 160 BPM. [REDACTED]

About 1341 hours, Det Mosby and I interviewed Officer Sharrock. Attorney D. Nobles with Rains, Lucia, and Stern sat in on the interview. The interview was video/audio recorded.

I read Officer Sharrock the Interview Admonishment form, advising he was not required to stay or answer any questions. Officer Sharrock agreed to speak with us about this incident. Officer Sharrock and Attorney Nobles signed the Interview Admonishment form.

In summary, Ofc Sharrock told me the following:

Officer Sharrock was hired at HPD in November 2009. Prior to being employed at HPD, Officer Sharrock was employed by Manteca PD for 2 ½ years and the Merced County Sheriff's Office (MCSO) for 7 years. Officer Sharrock was a member of the Special Weapons and Tactics (SWAT) at MCSO. He was also a Field Training Officer (FTO) at Manteca PD and MCSO. Officer Sharrock attended and completed a 40 hour training course pertaining to persons being under the influence of a controlled substance (11550 HS school/course).

Officer Sharrock was assigned to the Charles beat and had the unit identifier of Charles 23 (C23) on swing shift (1330 hours – 0200 hours). Sgt Ducker was his supervisor. Ofc Sharrock was driving patrol vehicle #304 which is a fully marked HPD patrol vehicle. Ofc Sharrock had picked up a ride-a-long prior to transporting Jimerson to Santa Rira Jail. The only equipment Ofc Sharrock used during this incident was his handcuffs.

Just prior to 1945 hours, Ofc Sharrock had been cleared to take his lunch (code 7) and was on his way to the Hayward Police Department. Ofc Sharrock was stopped in the northbound lane of Soto Road at the intersection of Jackson Street. Ofc Sharrock was the first vehicle at the limit line and noted the traffic was light to moderate.

Ofc Sharrock heard HPD Communication ask over the radio if there was any unit at the intersection of Soto Road and Jackson Street. Ofc Sharrock advised HPD Communications that he was. HPD Communications advised Ofc Sharrock to conduct a welfare check on a Black male that was reported running in and out of traffic at that intersection. (The Black male was later identified as Eugene Jimerson Jr). HPD Communications advised Ofc Sharrock the Black male was wearing a white tank top with either black shorts or pants. As Ofc Sharrock received this information, he saw Jimerson; who matched the description HPD Communications gave him, crossing Soto Road from Barnes Court in the middle of the street to the Valero gas station. (The Valero gas station is located at the northeast corner of Soto Road and Jackson Street). Jimerson was crossing the street as if someone was chasing him. Jimerson had a shirt in one hand and was looking around. Ofc Sharrock advised HPD Communications he saw Jimerson going to the Valero gas station. Jimerson was not causing a traffic hazard at that time. Ofc Sharrock noticed Jimerson running around the gas pumps of the Valero as people were just staring at Jimerson. Jimerson walked to the entrance of the gas station store, stopped at the door, then began running towards Jackson Street.

Once the traffic light cycled to green, Ofc Sharrock traveled northbound on Soto Road and entered the Valero gas station from the west driveway. Ofc Sharrock noticed Jimerson run to the sidewalk then run across Jackson Street to the south sidewalk by the Kelly paper store (Kelly Paper; 145 Jackson Street) in between passing vehicles/traffic. Ofc Sharrock exited the Valero gas station, got into the northbound turning lane to make a U-turn. Traffic was moderate and the traffic signal was red. Ofc Sharrock watched Jimerson as he paced back and forth. Jimerson was looking around and jogged half way into Kelly Paper parking lot, turned around and jogged back to the sidewalk.

Once the traffic light cycled to green, Ofc Sharrock made a U-turn onto eastbound Jackson Street. Ofc Sharrock saw Jimerson run across Jackson Street onto the north sidewalk in between passing vehicles/traffic. Due to a median, Ofc Sharrock drove to the next street and made another U-turn onto westbound Jackson Street. Ofc Sharrock saw Jimerson run onto the parking lot of Arteaga's Food Center and enter the store. Ofc Sharrock advised HPD Communications that Jimerson had entered Arteaga's. Ofc Sharrock drove onto the parking lot, and stopped as Jimerson was coming out of the store. Ofc Sharrock exited his patrol vehicle and began walking towards Jimerson. Jimerson saw Ofc Sharrock, turned around and began to walk back towards the store. Jimerson then stopped, turned around and walked towards Ofc Sharrock. Jimerson was carrying a shirt in his hand. Ofc Sharrock called out to Jimerson and made the initial contact with him.

Ofc Sharrock noticed Jimerson was very wide-eyed, sweating profusely with sweat all over his face, chest, and arms. Jimerson made comments about being a carnivore and that he had just eaten meat. Ofc Sharrock noticed Jimerson had a white-pasty tongue and dry mouth. Jimerson

appeared paranoid. There was an Arteaga's employee breaking down cardboard boxes in front of the store. Every time the employee made a noise, Jimerson would look at him then began looking around. Ofc Sharrock asked Jimerson why he was sweating so much. Jimerson told Ofc Sharrock he had been running.

Based on Jimerson appearance and actions, Ofc Sharrock advised Jimerson he was there to help him and to find out what was going on. Jimerson turned around and Ofc Sharrock detained Jimerson in handcuffs. Ofc Sharrock asked Jimerson why he was running in and out of traffic. Jimerson began looking around and told Ofc Sharrock he was looking for his keys. Ofc J. Padavana arrived and assisted Ofc Sharrock. (Ofc Padavana was equipped with a body worn camera and video recorded part of this contact). Ofc Padavana stood by as Ofc Sharrock evaluated Jimerson for being under the influence of a controlled substance.

Ofc Sharrock arrested Jimerson per 11550 HS based on the following symptoms of being under the influence of a controlled substance:

- Wide-eyed
- Constricted pupils with little reaction to light
- Sweating profusely
- Paranoid behavior
- Dry mouth and white tongue
- Heartrate of 160 bpm
- Inability to keep his eyes closed while estimating 30 seconds
- Fluttering eyelids when eyes were closed
- Inability to follow instructions, keep his feet together or stay still

Jimerson was cooperative and wasn't resisting or argumentative. Ofc Sharrock escorted Jimerson into the back of his patrol vehicle and transported him to the Hayward Jail.

As soon as Ofc Sharrock began driving to the Hayward Jail, Jimerson began moving around in the rear passenger area as if he was trying to get away from something in the back seat. Ofc Sharrock described Jimerson's movements as "being all over the place". At times, Ofc Sharrock could feel Jimerson's knees banging against the back of his seat. Ofc Sharrock told Jimerson to calm down several times. Jimerson would sit down for about 3-5 seconds then begin moving around again. Ofc Sharrock heard Jimerson breathing heavy when he sat still. Jimerson did not say nor complain about anything.

When Ofc Sharrock and Jimerson arrived at Hayward Jail, Ofc Clarks' patrol vehicle was in the sally port. Jimerson continued to move about the rear passenger compartment. Due to Jimerson's behavior and possibility of him hurting himself, Ofc Sharrock requested and Ofc Clark backed out of the sally port so Jimerson could be taken out of the patrol vehicle and into the jail. Ofc Sharrock opened the back door and noticed Jimerson was staring out the back window. Jimerson made a comment about someone being after him. Ofc Sharrock told Jimerson that he was in a police car at the police station and that he was safe. Ofc Sharrock escorted Jimerson into the jail and placed him in a holding cell by the booking counter. Jimerson

walked from the patrol vehicle into the holding cell calmly and on his own. Jimerson immediately began pacing back and forth once he was in the holding cell.

CSO R. Eakin [REDACTED] and told Ofc Sharrock that Jimerson needed to be booked at Santa Rita Jail due to [REDACTED]. Ofc Sharrock advised Sgt Ducker of Jimerson's behavior and that he needed to be transported to Santa Rita Jail. Ofc Sharrock believed the drive to Santa Rita Jail was too long for Jimerson to move about the back of the patrol vehicle. Ofc Sharrock requested the use of the WRAP leg restraint for Jimerson's safety while being transported. Sgt Ducker authorized the use of the leg restraint and also had Ofc Clark follow Ofc Sharrock to Santa Rita Jail.

CSO R. Eakin and Colton escorted Jimerson from the holding cell to the sally port next to the front driver's side area of Ofc Sharrock's vehicle. CSO R. Eakin and Colton applied the leg restraint on Jimerson as Ofc Sharrock looked on. Ofc Sharrock noticed the leg restraint was applied with the carabineer clip to the back of Jimerson's legs instead of in the front. Jimerson asked why he was being placed in the leg restraint. Ofc Sharrock explained the reason to Jimerson. Jimerson did not reply or dispute Ofc Sharrock's explanation.

Jimerson was placed into the rear passenger compartment of Ofc Sharrock's patrol vehicle. Due to Jimerson being in the leg restraint, Ofc Sharrock did not apply the seat belt on Jimerson. Ofc Sharrock backed out of the sally port and went to the front of HPD to pick up a ride-a-long (Deputy T. MacKenzie). Ofc Clark followed Ofc Sharrock to Santa Rita Jail.

Ofc Sharrock could hear and see Jimerson moving about the back passenger compartment. Even with the leg restraint on, Jimerson was still moving around. At times, Ofc Sharrock felt Jimerson bumping against the partition between the front and back passenger compartments.

Ofc Sharrock traveled onto northbound Hwy 880, eastbound on Hwy 238, then eastbound Hwy 580. Ofc Sharrock felt Jimerson bumping the partition and moving around. Sharrock had the windows of the vehicle down because of Jimerson's heavy sweating. Ofc Sharrock last heard/felt Jimerson bumping against the partition and moving around as he passed the Hwy 680. As Ofc Sharrock approached the Hacienda Drive exit, he noticed that Jimerson was not moving about the rear passenger area. Ofc Sharrock believed Jimerson may have fallen asleep and called out to him several times without getting a reply. Ofc Sharrock took the Hacienda Drive exit and stopped at the light. Ofc Sharrock continued to call out to Jimerson without getting a reply. Ofc Sharrock stopped and got out to check on Jimerson. Ofc Sharrock motioned to Ofc Clark who was behind him. Ofc Sharrock opened the back door and noticed Jimerson lying across the back seat with his feet pointed towards Ofc Sharrock. Jimerson was bent over on his side with his head down towards the floor board. Ofc Sharrock called out to Jimerson as he shook Jimerson's feet without getting a response. Ofc Sharrock walked around to the rear passenger side door and opened it.

Ofc Sharrock lifted Jimerson up as he continued to call out to him. Ofc Sharrock noticed Jimerson's eyes were half open and drool was coming out of his mouth. Ofc Sharrock rubbed Jimerson's chest with his knuckles (sternum rub) in an attempt to get a response from Jimerson. Ofc Sharrock checked Jimerson for a pulse. When Ofc Sharrock could not find a pulse, he

pulled Jimerson out of the vehicle and laid him on the ground. Ofc Sharrock yelled out to Ofc Clark advising him that Jimerson was not responding and did not have a pulse.

Ofc Sharrock loosened the shoulder harness to administer CPR. Ofc Clark began with the chest compressions. At this point, Ofc Sharrock activated his digital audio recorder. Due to bad radio reception, Ofc Sharrock called HPD Communications and advised them what was occurring. Dep MacKenzie called either HPD Communications or 911 for paramedics. Ofc Sharrock advised HPD Communications of this location and that Jimerson was neither responding nor breathing. Ofc Sharrock requested Fire and Paramedics respond code 3. Officers Sharrock and Clark continued CPR until Pleasanton-Livermore Fire and Paramedic Plus arrived and continued CPR. Ofc Sharrock advised Fire and Paramedics of Jimerson's behavior.

Paramedic Plus transported Jimerson to Valley Care Hospital in Pleasanton as Ofc Clark followed the ambulance. Ofc Sharrock stayed at that location and advised Sgt Ducker what had occurred. Sgt Ducker had responded to Ofc Sharrock's location. Ofc Sharrock, Dep MacKenzie and Sgt Ducker responded to Valley Care Hospital. Sgt Ducker advised Ofc Sharrock and Dep MacKenzie to respond back to HPD. [REDACTED]

About 1432 hours, Detective Mosby and I interviewed Officer Clark. Attorney D. Nobles with Rains, Lucia, and Stern sat in on the interview. The interview was video/audio recorded.

I read Officer Clark the Interview Admonishment form, advising he was not required to stay or answer any questions. Officer Clark agreed to speak with us about this incident. Officer Clark and Attorney Nobles signed the Interview Admonishment form.

In summary, Ofc Clark told me the following:

Officer Clark was hired at HPD in April 2009. Prior to HPD, Ofc Clark worked at Stockton PD for two years. Officer Clark was assigned to the Adam beat and had the unit identifier of Adam 21 (A21). Officer Clark was assigned to swing shift (1330 hours – 0200 hours) and Sgt Ducker was his supervisor. Ofc Clark was driving patrol vehicle #303 which is a fully marked HPD patrol vehicle.

Ofc Clark was at the Hayward Jail booking a prisoner when Ofc Sharrock arrived. Ofc Sharrock advised Ofc Clark that he had a suspect that was moving around his patrol vehicle and requested Ofc Clark move his patrol vehicle out of the sally port. Ofc Clark pulled his patrol vehicle out and Ofc Sharrock pulled in. Ofc Clark did not know anything regarding the call Ofc Sharrock was on or who the suspect was. Ofc Clark later learned the suspect was Eugene Jimerson.

Ofc Clark noticed Jimerson moving about the rear passenger area of Ofc Sharrock's patrol vehicle. Jimerson was handcuffed with his hands behind his back and was forcing himself up onto the back window area/dash. Jimerson kept pressing his head against the window.

Ofc Clark assisted Ofc Sharrock in escorting Jimerson to a holding cell. Once in the cell, Jimerson began pacing around the cell, climbing up and down of the bench, and somehow managed to kick his shoes off. Ofc Clark noticed Jimerson had somehow cut his foot because he

saw blood on the cell floor. Jimerson had to be told several times to step down off the bench. Jimerson was sweating profusely and had big drops of sweat on his forehead, face, and body. Jimerson's clothes were soaking wet. Jimerson at one point said he was high and asked for someone to wipe off his sweat.

Based on Ofc Clark's training and experience, he believed Jimerson displayed symptoms of being under the influence of a controlled substance.

Jail staff notified Ofc Sharrock that Jimerson could not be booked at Hayward Jail. Ofc Sharrock called and advised Sgt Ducker. The jail staff obtained a leg restraint and CSO R. Eakin, CSO Colton, and Ofc Sharrock placed Jimerson in the leg restraint. Ofc Clark did not assist in applying the leg restraint on Jimerson other than handing CSO R. Eakin the leg band (ankle strap). Jimerson was cooperative as the leg restraint was applied. Ofc Clark noticed the leg wrap was applied with the carabineer clip under the ankles instead of on top.

Ofc Clark left the sally port and was walking to his patrol vehicle when Sgt Ducker directed him to follow Ofc Sharrock to Santa Rita Jail. Jimerson was already in the rear passenger area of Ofc Sharrock's patrol vehicle. Ofc Clark followed Ofc Sharrock to the front of HPD. Ofc Sharrock picked up a ride a long (Dep T. Mackenzie) and they continued to Santa Rita Jail. As they were traveling, Ofc Clark could see Jimerson's head bobbing up and down about 2-3 times. Ofc Clark remembers last seeing Jimerson moving about around the area of Hwy 580 and Hwy 680.

Ofc Sharrock took the Hacienda Drive exit and stopped. Ofc Clark saw Ofc Sharrock get out of his vehicle and walk to the rear driver side door. Ofc Sharrock told Ofc Clark that Jimerson wasn't moving around the back seat and that he wanted to check on him. Ofc Clark walked up to Ofc Sharrock as he was opening the door. Ofc Clark saw Jimerson laying across the back seat on his right side. Jimerson's body was on the back seat and his head leaning towards the floorboard. Ofc Sharrock walked to the passenger side rear door, opened it, and adjusted Jimerson so he was seated up. Ofc Clark noticed Jimerson's eye appeared to be dilated and he was completely calm. Ofc Sharrock checked Jimerson for vital signs and did not locate any. Ofc Sharrock directed Ofc Clark to request fire and ambulance to their location. Ofc Clark attempted to use his radio, however due to poor reception, was unable to. Ofc Clark ran to this patrol vehicle to retrieve his cell phone to call HPD Communications and request fire and ambulance. Ofc Clark saw Ofc Sharrock pull Jimerson out of the vehicle onto the ground. Ofc Clark requested Ofc Sharrock's ride a long (Dep T. MacKenzie) to call HPD Communications/911.

Ofc Clark began chest compressions (CPR) on Jimerson. Ofc Clark continued chest compressions until he felt fatigued. Ofc Sharrock then continued chest compressions on Jimerson. Ofc Clark took off the leg restraint off Jimerson so medical care could be administered. A short time later, Pleasanton-Livermore Fire and Paramedic Plus personnel arrived. They took over CPR and administered medical care to Jimerson. Jimerson was uncuffed to allow medical care. Ofc Clark noticed Jimerson had vomited. Jimerson was transported to Valley Care Hospital. Ofc Clark followed the ambulance as Ofc Sharrock and his ride a long stayed at the exit. Once at the hospital, Ofc Clark related what information he knew

about Jimerson and what occurred to the emergency room staff. [REDACTED]
[REDACTED]

About 1512 hours, Det Mosby and I spoke to [REDACTED] [REDACTED] [REDACTED] and [REDACTED] [REDACTED] in the YFSB conference room. [REDACTED] [REDACTED] is Jimerson's father, [REDACTED] [REDACTED] is Jimerson's sister, and [REDACTED] [REDACTED] is [REDACTED] [REDACTED] wife.

I advised them HPD had received a call regarding a male walking in and out of traffic at the intersection of Jackson Street and Soto Road. Officers responded and located Jimerson. Jimerson showed signs of being under the influence of a controlled substance. Officers evaluated Jimerson and determined he was under the influence of a stimulant. Jimerson was arrested, handcuffed, and placed in the rear seat of a police vehicle. Jimerson was transported to the Hayward Jail for booking. As Jimerson was being transported, he constantly moved around the back seat and could not sit still.

Once at the Hayward Jail, the Officer discovered Jimerson could not be booked into the Hayward Jail due to [REDACTED] [REDACTED]. Due to Jimerson being under the influence of a stimulant and the inability to stay seated, Jimerson was placed in a leg restraint for his safety as he was transported to Santa Rita Jail in Dublin as another HPD Officer followed.

As Jimerson was being transported, the officer noticed Jimerson was not answering his questions and was not moving around as before. The officer immediately pulled over at the off ramp of Hacienda Drive and Hwy 580 and attempted to speak with Jimerson. When Jimerson did not respond, the officer pulled Jimerson out of the backseat and immediately began CPR. Fire and ambulance were immediately requested. Pleasanton Fire Department and Paramedics Plus personnel arrived and assumed life-saving efforts. Paramedics Plus personnel transported Jimerson to Valley Care Hospital in Pleasanton. Jimerson was later pronounced deceased at 2130 hours.

[REDACTED] [REDACTED] told me Jimerson lives with him in Oakland. The last time he saw Jimerson was yesterday (04/12/15) about 1215 hours when he dropped Jimerson off in Hayward. That's been the routine lately; [REDACTED] [REDACTED] drops Jimerson off in Hayward and Jimerson finds his way back home. Jimerson doesn't always come home. But when he does, he would call [REDACTED] [REDACTED] and let him know. [REDACTED] [REDACTED] does not know if Jimerson had any friends in Hayward. [REDACTED] [REDACTED] believes Jimerson used meth (methamphetamine); however Jimerson has never used drugs in front of him.

I advised them that Jimerson was cooperative during the entire incident and there was neither a struggle nor physical confrontation between Jimerson and police. [REDACTED]
[REDACTED]

About 1559 hours, Det Mosby and I spoke to [REDACTED] [REDACTED] and [REDACTED] [REDACTED] in interview room #222. [REDACTED] [REDACTED] is Jimerson's mother and [REDACTED] [REDACTED] is Jimerson's half-brother.

I attempted to explain what occurred, however both were very confrontational and argumentative. They would ask a question and as I was answering it, they would ask another question and demand I answer that one. I could not tell them what occurred or answer their questions without them continually interrupting me. [REDACTED] and [REDACTED] would also interrupt each other as they asked questions and/or demanded answers. During our conversation, [REDACTED] stated, "On our part, this is an interrogation" and that she was interrogating me. [REDACTED] also stated, "I am the one asking the questions". At one point, [REDACTED] stated, "How about you be more respectful before I hop over this fucking table and snatch you by your fucking neck!" [REDACTED] and [REDACTED] demanded facts regarding what occurred. I informed them I was still investigating what occurred and could not give them certain facts because I did not have them.

The conversation ended by [REDACTED] telling me, "God is watching you. You gonna pay for every lie and everything you try to put together to defend yourself. You'll pay for it. Believe me."

[REDACTED]

As Det Mosby and I escorted [REDACTED] and [REDACTED] to the elevator, [REDACTED] began yelling and kicking cubical partitions.

On 04/14/15 about 0904 hours, Det Mosby and I responded to the Alameda County Coroner's office and attended Jimerson's autopsy. Jimerson was undressed, lying on his back on an examination table. I did not see any obvious injuries or signs of trauma.

The autopsy was performed by [REDACTED] I briefly spoke to [REDACTED] [REDACTED] advised me he did not notice any signs of trauma and a toxicology examination will be needed to determine Jimerson's cause of death.

I later obtained the coroner's and investigator's reports [REDACTED] and toxicology result report from the Alameda County Coroner's Office.

[REDACTED] report indicated the cause of death was "ACUTE METHAMPHETAMINE INTOXICATION". The Coroner Investigator's report listed the manner of death as "Accident".

The complete drug screening detected the listed substance(s):

- Methamphetamine = (1.5 mg/L)
- Amphetamine = Negative

The drug screening report listed the "Blood Methamphetamine Ranges" as:

Effective Level: (0.01 – 0.05 mg/L)

Potentially Toxic: (0.2 – 5 mg/L)

Based on the toxicology examination/report, it was determined Jimerson had a toxic level (1.5 mg/L) of methamphetamine in his system. [REDACTED]

Det Mosby and I later searched the surrounding businesses for video surveillance camera/footage. I located several surveillance cameras and obtained video footage from the following locations:

- Tommy's Laundry Mat; 24551 Soto Road
- Botanica Mis Ojos; 24559 Soto Road
- Valero Gas Station; 138 Jackson Street
- Kelly Paper; 145 Jackson Street
- Arteaga's Food Center; 226 Jackson Street

Officer J. Padavana was equipped with a Body Worn Camera and recorded part of the contact/evaluation of Jimerson. The Hayward Jail also has surveillance cameras in the sally port and inside the jail.

I later viewed all the video footage and audio recordings. The following is a summary of all the video/audio recordings from the businesses listed above:

On 04/12/15 about 1929 hours, Jimerson comes in view of the surrounding business surveillance cameras. Jimerson is wearing a white tank top, dark colored long shorts and black shoes. Jimerson is holding a dark colored shirt in his hands. Jimerson is pacing, jogging, and running around. At different times, Jimerson stops, looks around and begins jogging/running in a different direction. Jimerson is constantly moving and does not completely come to a stop at any point. Jimerson at times jogs/runs into the street and jogs/runs back. Several times Jimerson is running in the street in front of stopped and moving vehicles. Jimerson would run into the street, stop in the middle of the street then run back or in a different direction.

Jimerson entered the Arteaga's Food Center and began to pace then jog around inside the store. This gets the attention of an employee; later identified as [REDACTED] [REDACTED] [REDACTED] [REDACTED] Jimerson walks out and is contacted by Officer Sharrock. Officer J. Padavana arrives and assists Ofc Sharrock.

The following was recorded on Ofc Padavana's Body Worn Camera (BWC):

Ofc Sharrock asked Jimerson if he had a wallet. Jimerson replied, "I'm a carnivore and I eat a lot of meat. My teeth is brushed and I'm a carnivore". Ofc Sharrock asked Jimerson if he drank some water. Jimerson replied, "I don't have...Yeah. Sometimes, but yeah, I'm a carnivore and all I eat is meat". Ofc Sharrock explained the nature of the call to Jimerson and asked him why he was running around like someone was chasing him. Jimerson replies, "No. I'm just looking for my keys". Ofc Sharrock told Jimerson he did not see Jimerson look down on the ground. Jimerson replies, "I was just in the median like twice". Jimerson looks towards Ofc Padavana and sticks out his tongue. Ofc Sharrock asked Jimerson when the last time he used drugs was. Jimerson replied, "I haven't used in three days".

Ofc Sharrock evaluated Jimerson for being under the influence. Ofc Sharrock attempted to perform the Rhomberg test on Jimerson. Jimerson could not keep his feet together, keep his eyes closed, and several times stated, "I can't. I can't do it". Ofc Sharrock told Jimerson he believed Jimerson was under the influence and arrested him. Ofc Sharrock escorted Jimerson to his patrol vehicle and transported him to the Hayward Jail. [REDACTED]

The following was recorded on the Hayward Jail surveillance cameras:

About 2004 hours, Ofc Sharrock pulled into the sally port, Jimerson is moving about the rear of the patrol vehicle. It is visible that Jimerson is handcuffed with his hands behind his back. Jimerson moves from side to side and is also up on the rear dash of the rear window. Officer Sharrock escorted Jimerson out of his patrol vehicle and they enter the booking area.

Jimerson was placed in a holding cell and begins pacing inside the cell. Jimerson is only wearing a shoe on his left foot. (Both shoes were later booked into evidence by CST J. Padavana). CSOs R. Eakin, Colton, and Sanchez are in the process of fingerprinting another prisoner. Ofc Sharrock returns to his patrol vehicle and retrieves Jimerson's black shirt from the rear passenger seat. Ofc Sharrock returns to the sally port and makes a call on his cell phone. Jimerson is in the holding cell stepping up and down off the bench. Even after being told several times to sit down and not step onto the bench, Jimerson continues to step up and down off the bench. Jimerson is switching his shoe from one foot to the other then kicking the shoe off. Jimerson would sit down for short periods of time then stand up and pace again. When Jimerson was sitting down, he would slide from one end to the other. CSO R. Eakin noticed Jimerson was bleeding and asked him where he was bleeding from. Jimerson replied, "Yeah, from right here". CSO R. Eakin asked if Jimerson's foot was bleeding. Jimerson replied, "Yeah". CSO R. Eakin told Jimerson to put his shoe back on.

About 2017 hours, CSO R. Eakin escorted Jimerson to the sally port and to the area beside the front driver's side of the patrol vehicle. Jimerson switched his shoe from his left foot to his right foot and only has that shoe on. CSO Colton, Officers Sharrock and Clark, and CSO Sanchez follow them. CSOs R. Eakin, Colton, and Ofc Sharrock place Jimerson in a leg restraint as Officers Clark and CSO Sanchez look on. Jimerson is cooperative and at one point, CSO Colton wipes off Jimerson's forehead and face with Jimerson's black shirt.

About 2020 hours, CSO R. Eakin and Ofc Sharrock assist Jimerson to his feet. Jimerson is standing straight up and is looking around. CSO Colton is standing by the opened rear driver's door as CSO Sanchez is standing by the opened rear passenger side door. Due to the leg restraint, Jimerson appears to be taking small steps as Ofc Sharrock and CSO R. Eakin are holding his arms. Jimerson was placed back inside the rear passenger compartment of Officer Sharrock's patrol vehicle. CSO Sanchez pulls Jimerson towards him as CSO R. Eakin appears to be holding Jimerson's feet/legs above the rear seat. Jimerson immediately begins to move about the rear passenger area. It is visible that Jimerson was in a seated position in the rear seat. The leg restraint appears to not affect Jimerson's movements.

About 2027 hours, Officer Sharrock backs out of the sally port out of view.

██
██
I listened to Ofc Sharrock's PUMA audio recording. Officers Clark and Sharrock are heard talking to each other regarding administering CPR, then administering CPR to Jimerson until Pleasanton-Livermore Fire arrived and took over and provided medical care. ██████████
██

I made snapshots of the surrounding businesses video footage. I highlighted Jimerson's locations with a red circle. Copies of the snapshots are attached to this report. The digital files were booked into evidence at HPD.

On 04/16/15 about 0752 hours, I spoke to ██████ ██████ in interview room #222. ██████ is the store manager at Arteaga's Food Center and saw Jimerson's behavior. I spoke to ██████ in Spanish. The interview was video/audio recorded.

In summary, ██████ told me the following in Spanish:

Between 1915 – 1940 hours on 04/12/15, ██████ was about to pull money out of a register and saw a black male running into the store as if someone was chasing him. Jimerson was by himself and did not have anyone chasing after him. ██████ saw Jimerson had a shirt wrapped around his hand. ██████ believed Jimerson was going to rob the store because the store had been robbed in the past by suspects with guns. ██████ became scared and stood still.

Jimerson ran past him and into the store. ██████ figured Jimerson was not going to rob the store and followed him. Jimerson appeared to be on drugs because he looked nervous and was sweating a lot. Jimerson's eyes were wide open; he was shaking, and looked desperate. ██████ followed Jimerson because he thought Jimerson might steal something or do something to a customer. Jimerson ran around the store as if he was looking for an exit. Jimerson ran out of the store onto the parking lot. ██████ saw there was a police vehicle there and Jimerson turned around as if he was going to run back into the store. ██████ believes Jimerson saw him standing in the doorway. Jimerson turned around and looked around as if he didn't know which way to run. Jimerson then went towards the officer.

████████ stayed at the doorway and saw Jimerson talking to the police officer. The police officer waved Jimerson over. Jimerson turned around again as if he was going back into the store. Jimerson turned around and walked towards the police officer. The police officer placed Jimerson in handcuffs and they both walked to one side of the parking lot. Another police officer arrived a short time later. ██████ could not hear what Jimerson or the police officers were saying. The police officers checked Jimerson then placed him in a patrol vehicle. The police officers spoke to each other for a short time then left with Jimerson in the vehicle.

████████ saw Jimerson and the police officers the entire time from when the police officer arrived to when they drove away. The police officers did not use any force on Jimerson in any way. The police officers and Jimerson spoke calmly to each other.

I showed [REDACTED] a snapshot from Arteaga's surveillance footage. The snapshot was of [REDACTED] and Jimerson inside the store. I also showed [REDACTED] a booking photo of Jimerson. Prior to showing [REDACTED] Jimerson photo, I advised him the person in the photo may or may not be the person that was inside the store. [REDACTED] identified Jimerson from a booking photo. [REDACTED]
[REDACTED]

About 1147 hours, Det Purnell met with Dep MacKenzie. In summary, Dep MacKenzie told Det Purnell the following:

MacKenzie is a Deputy Sheriff/Coroner with the Merced County Sheriff's Department and has been a peace officer for over 20 years. MacKenzie has been a SWAT operator for 15 years, currently as the team leader, chemical agent instructor, side handled baton instructor, firearms instructor, less lethal instructor, Taser instructor, submachine gun instructor, rifle instructor, field training officer, school resource officer, and two years in narcotics. Dep MacKenzie has spent two years on a narcotics task force, and completed the 80 hour DOJ narcotics and abuse course. MacKenzie has also testified as an expert in court for possession and possession for sales cases regarding methamphetamine.

On 04/12/15 Dep MacKenzie had gone on a ride along with Ofc Sharrock. About 2030 hours, Ofc. Sharrock picked him up in front to HPD. Dep MacKenzie did not notice anyone in the rear seat until Ofc Sharrock told him. MacKenzie didn't know whether the prisoner was seated behind him or Ofc Sharrock. Ofc Sharrock told Dep MacKenzie he needed to go to Santa Rita and were followed by a second patrol unit. Ofc Sharrock told him he had a prisoner that couldn't stay at the HPD Jail because [REDACTED]. Throughout the drive, Jimerson moved around in the back seat. Dep MacKenzie heard sounds of scooting and kicking the partition. Dep MacKenzie remembered hearing Jimerson move right before they took the Hacienda Drive exit.

When they got to the top of the on ramp, Ofc Sharrock used his flashlight and called out to Jimerson several times. Ofc Sharrock and Dep MacKenzie sat through a green light because Ofc Sharrock was checking on Jimerson. Ofc Sharrock exited the vehicle and called out to Jimerson. Dep MacKenzie suggested Ofc Sharrock do a sternum rub to see if Jimerson was "playing possum" (term used to describe someone playing like they are unconscious). MacKenzie said about 30 seconds later he exited the vehicle and attempted a sternum rub as Ofc Sharrock held Jimerson. MacKenzie said he checked Jimerson's pupil reaction with a light and got none, but noted that wasn't uncommon with meth use. MacKenzie told Ofc Sharrock he was getting no response as Ofc Clark walked up.

Officers Sharrock and Clark pulled Jimerson from the vehicle and began CPR. Ofc Clark was trying to transmit over his portable radio but was not getting through. Clark instructed Dep MacKenzie to call HPD Dispatch. Dep MacKenzie called and advised HPD Communications they needed an ambulance as Jimerson was "coding". Ofc Clark began CPR with chest compressions. Ofc Sharrock took over compressions a short time later. Dep MacKenzie and Ofc Clark removed the leg restraint from Jimerson. Fire personnel arrived about 3-4 minutes later and took over lifesaving efforts. (Refer to Det Purnell's supplemental for further).

On 04/23/15, about 1406 hours, I interviewed CSO J. Colton. Attorney A. Yen of Weinberg, Rogers, and Rosenfeld sat in on the interview. [REDACTED]

I read CSO Colton the Interview Admonishment form, advising he was not required to stay or answer any questions. CSO Colton agreed to speak with us about this incident. CSO Colton and Attorney Yen signed the Interview Admonishment form.

In summary, CSO Colton told me the following:

CSO Colton was hired at HPD in May 2006. CSO Colton is currently assigned to the Hayward Jail and worked a double shift on 04/12/15, 0600 – 2200 hours. CSO Sanchez was the Jail supervisor from 0600-1400 hours, and CSO R. Eakin was the acting Jail Supervisor from 1400-2200 hours. CSO Colton received training regarding leg restraints in the Correctional Officer Academy in 2006.

On 04/12/15, CSO Colton was in the process of booking a prisoner when Ofc Sharrock asked if he could put his prisoner; Jimerson in the holding cell. Ofc Sharrock stated Jimerson was moving around in the patrol vehicle. CSO R. Eakin [REDACTED] and advised Ofc Sharrock Jimerson needed to be booked at Santa Rita Jail. Ofc Sharrock called his Sergeant to request authorization to place Jimerson in a leg restraint to be transported to Santa Rita Jail. Jimerson was in the holding cell and kept standing up on the bench with one leg off the bench. CSO Colton repeatedly asked Jimerson to sit/step down. Jimerson would sit down for a moment then stand back up on the bench. Jimerson would step on the bench then step down. Jimerson did this several times. Jimerson had a cut on his foot and was smearing his blood on the floor. CSO Colton does not remember Jimerson saying anything.

Once Ofc Sharrock was granted authorization, Jimerson was escorted to the sally port to apply the leg restraint. Jimerson asked CSO Colton why he was being placed in the leg restraint. CSO Colton told Jimerson it was for his own safety, he was behaving erratically and so he wouldn't hurt himself. Jimerson replied, "Ok". Jimerson asked CSO Colton to wipe his head. When CSO Colton asked Jimerson "Why", Jimerson replied, 'Because I'm high as fuck and I'm sweating like crazy right now'. CSO Colton used Jimerson's shirt and wiped the sweat of Jimerson's head. Jimerson was placed in the back of Ofc Sharrock's patrol vehicle and CSO Colton went back into the jail.

During CSO Colton's contact with Jimerson, he did not see anyone use any force on Jimerson. Jimerson did not complain of any pain or make any request for medical assistance. [REDACTED]
[REDACTED]

About 1524 hours, I interviewed CSO Sanchez. Attorney A. Yen of Weinberg, Rogers, and Rosenfeld sat in on the interview. The interview was video/audio recorded.

I read CSO Sanchez the Interview Admonishment form, advising he was not required to stay or answer any questions. CSO Sanchez agreed to speak with us about this incident. CSO Sanchez and Attorney Yen signed the Interview Admonishment form.

In summary, CSO Sanchez told me the following:

CSO Sanchez was hired at HPD in January 2000. CSO Sanchez is currently assigned to the Hayward Jail and worked 1400 – 2200 hours on 04/12/15. CSO R. Eakin was the acting Jail Supervisor.

On 04/12/15, Ofc Sharrock brought Jimerson into the jail for booking. CSO Sanchez did not know why Jimerson was arrested. Jimerson was placed into the holding cell. CSO R. Eakin noticed Jimerson and told Ofc Sharrock that Jimerson needed to be booked into Santa Rita Jail. CSO Sanchez noticed Jimerson was sweating and pacing inside the cell. Jimerson was also stepping up and down on the bench inside the cell. Jimerson was taking one shoe off then putting it back on. Ofc Sharrock advised Jail staff that Jimerson was moving around in the back of the patrol vehicle and was having a hard time sitting still. Ofc Sharrock called his Sgt regarding transporting Jimerson to Santa Rita Jail. CSO Sanchez overheard Ofc Sharrock's conversation with Sgt Ducker and gathered the leg restraint was authorized. CSO R. Eakin retrieved the leg restraint kept in the jail. CSO Sanchez noticed smudges of blood on the floor. CSO's R. Eakin and Colton escorted Jimerson to the sally port next to the driver's front end of the patrol vehicle. CSO's R. Eakin, Colton and Ofc Sharrock placed Jimerson in the leg restraint as CSO Sanchez and Officer Clark stood by. CSO Sanchez remembers seeing Sgt Ducker standing on the other side of the sally port observing. CSO Sanchez remembers Jimerson asking if someone could wipe off the sweat from his head. CSO Colton wiped the sweat from Jimerson's head. Once Jimerson was placed in the leg restraint, CSO Sanchez walked to the rear passenger side door and assisted Jimerson in being placed in the rear seat.

During CSO Sanchez' contact with Jimerson, he did not see anyone use any force on Jimerson. Jimerson did not complain of any pain or make any request for medical assistance. [REDACTED]

On 05/07/15 about 1815 hours, I interviewed CSO R. Eakin. Attorney A. Yen of Weinberg, Rogers, and Rosenfeld sat in on the interview. The interview was video/audio recorded.

I read CSO R. Eakin the Interview Admonishment form, advising he was not required to stay or answer any questions. CSO R. Eakin agreed to speak with us about this incident. CSO R. Eakin and Attorney Yen and signed the Interview Admonishment form.

In summary, CSO R. Eakin told me the following:

CSO R. Eakin was hired at HPD in August 1996. CSO Eakin has 2 ½ years of experience as a Military Police Officer in the United States Army. CSO R. Eakin is currently assigned to the Hayward Jail and was the Jail Supervisor on 04/12/15. CSO R. Eakin was a Defensive Tactics (DT) Instructor for about 10 years for the jail staff and recently resigned. CSO R. Eakin believes he received a 2-hour training block on leg restraints about 8-10 years ago. CSO Eakin worked 1400-2200 hours on 04/12/15.

CSO R. Eakin [REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]

On 04/12/15, CSO R. Eakin was aware that Ofc Sharrock was enroute to the jail with a prisoner. CSOs R. Eakin, Sanchez, and Colton were in the process of booking another prisoner. CSO R. Eakin did not know it was Jimerson until Ofc Sharrock walked Jimerson into the small receiving cell. Once CSO R. Eakin [REDACTED] was Jimerson, he immediately advised Ofc Sharrock that Jimerson was not allowed in the Hayward Jail.

Jimerson stayed in the receiving cell about 10-15 minutes as Ofc Sharrock made arrangements to transport Jimerson to Santa Rita Jail. CSO R. Eakin does not recall Jimerson saying anything. On 3-4 occasions, Jimerson stood up on the bench. CSO R. Eakin directed Jimerson to step down and Jimerson complied right away. Ofc Sharrock returned to the booking area and advised CSO R. Eakin he had obtained approval to place Jimerson in a leg restraint.

CSO R. Eakin retrieved the leg restraint stored in the jail. They escorted Jimerson to the front driver's side of Ofc Sharrock's patrol vehicle in the sally port. Jimerson walked on his own and was very cooperative. Jimerson complied with all their commands. CSO R. Eakin, Colton applied the leg restraint on Jimerson as Ofc Sharrock stood by and assisted them. CSO R. Eakin applied the leg restraint and ankle strap on Jimerson. The carabineer clip on the leg restraint was behind Jimerson's legs. CSO Colton applied the shoulder harness on Jimerson with the assistance of someone. CSO R. Eakin does not recall who assisted CSO Colton but it may have been Ofc Sharrock. CSO R. Eakin tucked the shoulder harness strap into the lower strap of the leg restraint. CSO Sanchez and Ofc Clark were nearby in the sally port. CSO R. Eakin recalls seeing Sgt Ducker standing out of the sally port observing. Jimerson did not say anything when the leg restraint was being applied to him.

CSO R. Eakin and Ofc Sharrock stood Jimerson up and he took short steps to the rear passenger area of the patrol vehicle. Jimerson sat down on the rear seat. CSO Sanchez grabbed him from the other side of the vehicle and pulled Jimerson into the rear passenger compartment. Once Jimerson was seated in the patrol vehicle, CSOs R. Eakin, Colton, and Sanchez returned to the jail.

During CSO R. Eakin's contact with Jimerson, he did not see anyone use any force on Jimerson. Jimerson did not make any comments, complain of any pain, or make any request for medical assistance. [REDACTED]

On 08/17/15, I requested and Crime Analyst L. Hayes obtained HPD patrol vehicle #304's GPS location history for 04/12/15 from 1930 hours to 2200 hours. Vehicle #304 was Ofc Sharrock's assigned patrol vehicle when this incident occurred. CA Hayes created a MP4 file illustrating the GPS locations of vehicle #304.

I gathered the following information from the MP4 file:

- About 1941 hours, vehicle #304 arrived in the area of Soto Road and Jackson Street.
- About 1957 hours, vehicle #304 left the Soto Road/Jackson Street area
- About 2001 hours, vehicle #304 arrived in the area of Santa Clara Ave/W. Winton Ave (HPD)
- About 2028 hours, vehicle #304 left the area of Santa Clara Ave/W. Winton Ave (HPD) and travels north on Hwy 880, east on Hwy 238 (2033 hours), and east on Hwy 580 (2035 hours)
- About 2044 hours, vehicle #304 arrived in the area of Hacienda Drive and Hwy 580
- About 2109 hours, vehicle #304 left the area of Hacienda Drive and Hwy 580
- About 2112 hours, vehicle #304 arrived in the area of Santa Rita Road/W. Las Positas Blvd (Valley Care Hospital)
- About 2134 hours, vehicle #304 left the area of Santa Rita Road/W. Las Positas Blvd and travels west on Hwy 580 (2138 hours), west on Hwy 239 (2150 hours), and south on Hwy 880 (2152 hours)
- About 2155 hours, vehicle #304 arrived in the area of Santa Clara Ave/W. Winton Ave (HPD)

Country	Year	Value
Algeria	2006	0.0000
Algeria	2007	0.0000
Algeria	2008	0.0000
Algeria	2009	0.0000
Algeria	2010	0.0000
Algeria	2011	0.0000
Algeria	2012	0.0000
Algeria	2013	0.0000
Algeria	2014	0.0000
Algeria	2015	0.0000
Algeria	2016	0.0000
Algeria	2017	0.0000
Algeria	2018	0.0000
Algeria	2019	0.0000
Algeria	2020	0.0000
Algeria	2021	0.0000
Algeria	2022	0.0000
Algeria	2023	0.0000
Algeria	2024	0.0000
Algeria	2025	0.0000
Algeria	2026	0.0000
Algeria	2027	0.0000
Algeria	2028	0.0000
Algeria	2029	0.0000
Algeria	2030	0.0000
Algeria	2031	0.0000
Algeria	2032	0.0000
Algeria	2033	0.0000
Algeria	2034	0.0000
Algeria	2035	0.0000
Algeria	2036	0.0000
Algeria	2037	0.0000
Algeria	2038	0.0000
Algeria	2039	0.0000
Algeria	2040	0.0000
Algeria	2041	0.0000
Algeria	2042	0.0000
Algeria	2043	0.0000
Algeria	2044	0.0000
Algeria	2045	0.0000
Algeria	2046	0.0000
Algeria	2047	0.0000
Algeria	2048	0.0000
Algeria	2049	0.0000
Algeria	2050	0.0000
Algeria	2051	0.0000
Algeria	2052	0.0000
Algeria	2053	0.0000
Algeria	2054	0.0000
Algeria	2055	0.0000
Algeria	2056	0.0000
Algeria	2057	0.0000
Algeria	2058	0.0000
Algeria	2059	0.0000
Algeria	2060	0.0000
Algeria	2061	0.0000
Algeria	2062	0.0000
Algeria	2063	0.0000
Algeria	2064	0.0000
Algeria	2065	0.0000
Algeria	2066	0.0000
Algeria	2067	0.0000
Algeria	2068	0.0000
Algeria	2069	0.0000
Algeria	2070	0.0000
Algeria	2071	0.0000
Algeria	2072	0.0000
Algeria	2073	0.0000
Algeria	2074	0.0000
Algeria	2075	0.0000
Algeria	2076	0.0000
Algeria	2077	0.0000
Algeria	2078	0.0000
Algeria	2079	0.0000
Algeria	2080	0.0000
Algeria	2081	0.0000
Algeria	2082	0.0000
Algeria	2083	0.0000
Algeria	2084	0.0000
Algeria	2085	0.0000
Algeria	2086	0.0000
Algeria	2087	0.0000
Algeria	2088	0.0000
Algeria	2089	0.0000
Algeria	2090	0.0000
Algeria	2091	0.0000
Algeria	2092	0.0000
Algeria	2093	0.0000
Algeria	2094	0.0000
Algeria	2095	0.0000
Algeria	2096	0.0000
Algeria	2097	0.0000
Algeria	2098	0.0000
Algeria	2099	0.0000
Algeria	2100	0.0000
Algeria	2101	0.0000
Algeria	2102	0.0000
Algeria	2103	0.0000
Algeria	2104	0.0000
Algeria	2105	0.0000
Algeria	2106	0.0000
Algeria	2107	0.0000
Algeria	2108	0.0000
Algeria	2109	0.0000
Algeria	2110	0.0000
Algeria	2111	0.0000
Algeria	2112	

[REDACTED]

[REDACTED]

[REDACTED]

FOLLOW-UP:

This report will be forwarded to HPD's Office of Ethical Standards for review.

CASE STATUS:

Cleared, adult exceptional.

END OF REPORT

Detective S. Riley #285

HAYWARD POLICE DEPARTMENT

CASE SUPPLEMENT REPORT

CASE#

2015-00029275

300 West Winton Avenue
Hayward, CA 94544

EVENT	REPORTED DATE/TIME 05/26/2015 08:30	OCCURRED INCIDENT TYPE	
	OCCURRED FROM DATE/TIME	OCCURRED THRU DATE/TIME	LOCATION OF OCCURRENCE

OFFENSES	STATUTE/DESCRIPTION	COUNTS	ATTEMPT/COMMIT

SUBJECT	SUBJECT TYPE Witness		NAME (LAST, FIRST, MIDDLE SUFFIX) [REDACTED]				<input type="checkbox"/> NON-DISCLOSURE	
	DOB AGE or AGE RANGE		ADDRESS (STREET, CITY, STATE, ZIP) [REDACTED]					
	SEX [REDACTED]	RACE [REDACTED]	EYE [REDACTED]	HAIR [REDACTED]	HEIGHT or RANGE [REDACTED]	WEIGHT or RANGE [REDACTED]		
	DL NUMBER/STATE		PFN [REDACTED]	PRIMARY PHONE [REDACTED]		PHONE #2		

SUBJECT	SUBJECT TYPE Witness		NAME (LAST, FIRST, MIDDLE SUFFIX) [REDACTED]				<input type="checkbox"/> NON-DISCLOSURE	
	DOB AGE or AGE RANGE		ADDRESS (STREET, CITY, STATE, ZIP) [REDACTED]					
	SEX [REDACTED]	RACE [REDACTED]	EYE [REDACTED]	HAIR [REDACTED]	HEIGHT or RANGE [REDACTED]	WEIGHT or RANGE [REDACTED]		
	DL NUMBER/STATE		PFN [REDACTED]	PRIMARY PHONE [REDACTED]		PHONE #2		

SUBJECT	SUBJECT TYPE Other		NAME (LAST, FIRST, MIDDLE SUFFIX) [REDACTED]				<input type="checkbox"/> NON-DISCLOSURE	
	DOB AGE or AGE RANGE		ADDRESS (STREET, CITY, STATE, ZIP) [REDACTED]					
	SEX [REDACTED]	RACE [REDACTED]	EYE [REDACTED]	HAIR [REDACTED]	HEIGHT or RANGE [REDACTED]	WEIGHT or RANGE [REDACTED]		
	DL NUMBER/STATE		PFN [REDACTED]	PRIMARY PHONE [REDACTED]		PHONE #2 [REDACTED]		

SUBJECT	SUBJECT TYPE Witness		NAME (LAST, FIRST, MIDDLE SUFFIX) [REDACTED]				<input type="checkbox"/> NON-DISCLOSURE	
	DOB AGE or AGE RANGE		ADDRESS (STREET, CITY, STATE, ZIP) [REDACTED]					
	SEX [REDACTED]	RACE [REDACTED]	EYE [REDACTED]	HAIR [REDACTED]	HEIGHT or RANGE [REDACTED]	WEIGHT or RANGE [REDACTED]		
	DL NUMBER/STATE		PFN [REDACTED]	PRIMARY PHONE [REDACTED]		PHONE #2		

REPORTING OFFICER Mosby	499	DATE 05/26/2015	REVIEWED BY Mosby, Jason
-----------------------------------	-----	---------------------------	------------------------------------

HAYWARD POLICE DEPARTMENT

CASE SUPPLEMENT REPORT

CASE#

2015-00029275

300 West Winton Avenue

Hayward, CA 94544

NARRATIVE

Refer to attached word doc for narrative.

REPORTING OFFICER

Mosby

DATE

05/26/2015

REVIEWED BY

Mosby, Jason

HAYWARD POLICE DEPARTMENT

CASE SUPPLEMENT REPORT

CASE#

2015-00029275

300 West Winton Avenue

Hayward, CA 94544

ADDITIONAL SUBJECTS

SUBJECT	SUBJECT TYPE Witness		NAME (LAST, FIRST, MIDDLE SUFFIX) [REDACTED] [REDACTED]				<input type="checkbox"/> NON-DISCLOSURE	
	DOB AGE or AGE RANGE		ADDRESS (STREET, CITY, STATE, ZIP) [REDACTED] [REDACTED]					
	SEX [REDACTED]	RACE [REDACTED]		EYE	HAIR	HEIGHT or RANGE	WEIGHT or RANGE	
	DL NUMBER/STATE		FFN	PRIMARY PHONE [REDACTED]		PHONE #2		

SUBJECT	SUBJECT TYPE Other		NAME (LAST, FIRST, MIDDLE SUFFIX) [REDACTED]				<input type="checkbox"/> NON-DISCLOSURE	
	DOB AGE or AGE RANGE		ADDRESS (STREET, CITY, STATE, ZIP) [REDACTED] [REDACTED]					
	SEX [REDACTED]	RACE [REDACTED]		EYE	HAIR	HEIGHT or RANGE	WEIGHT or RANGE	
	DL NUMBER/STATE		FFN	PRIMARY PHONE [REDACTED]		PHONE #2		

SUBJECT	SUBJECT TYPE		NAME (LAST, FIRST, MIDDLE SUFFIX)				<input type="checkbox"/> NON-DISCLOSURE	
	DOB AGE or AGE RANGE		ADDRESS (STREET, CITY, STATE, ZIP)					
	SEX	RACE		EYE	HAIR	HEIGHT or RANGE	WEIGHT or RANGE	
	DL NUMBER/STATE		FFN	PRIMARY PHONE		PHONE #2		

SUBJECT	SUBJECT TYPE		NAME (LAST, FIRST, MIDDLE SUFFIX)				<input type="checkbox"/> NON-DISCLOSURE	
	DOB AGE or AGE RANGE		ADDRESS (STREET, CITY, STATE, ZIP)					
	SEX	RACE		EYE	HAIR	HEIGHT or RANGE	WEIGHT or RANGE	
	DL NUMBER/STATE		FFN	PRIMARY PHONE		PHONE #2		

SUBJECT	SUBJECT TYPE		NAME (LAST, FIRST, MIDDLE SUFFIX)				<input type="checkbox"/> NON-DISCLOSURE	
	DOB AGE or AGE RANGE		ADDRESS (STREET, CITY, STATE, ZIP)					
	SEX	RACE		EYE	HAIR	HEIGHT or RANGE	WEIGHT or RANGE	
	DL NUMBER/STATE		FFN	PRIMARY PHONE		PHONE #2		

REPORTING OFFICER Mosby	499	DATE 05/26/2015	REVIEWED BY Mosby, Jason
-----------------------------------	-----	---------------------------	------------------------------------

SUPPLEMENT REPORT NARRATIVE:

At the time of this case, I was assigned as a Detective with the Homicide/Major Assaults Unit of the Hayward Police Department's Criminal Investigations Bureau.

Sunday 04/12/2015

At 2159 hours, Sergeant T. DeCosta called me and requested that I respond to HPD to assist with a death investigation. She advised the decedent, identified as Eugene Jimerson, was arrested earlier in the evening as he was suspected of being under the influence of a controlled substance (a violation of 11550(a) H&S). After his arrest, Officer R. Sharrock was transporting Jimerson to Santa Rita Jail for booking due to Jimerson not being allowed in the Hayward city jail. While en route to Santa Rita Jail, Officer Sharrock noticed Jimerson wasn't moving around or talking. Officer Sharrock pulled over on Hacienda Drive and Interstate 880 in Pleasanton, CA to ascertain Jimerson's welfare, and upon doing so he noticed that Jimerson was not responsive. Officer Sharrock along with Officer M. Clark, who was following Officer Sharrock to Santa Rita Jail, performed lifesaving efforts (CPR) as medical aid was summoned. Jimerson was transported to Valley Care Hospital's Emergency Room in Pleasanton where he was declared deceased by emergency room staff.

While I was en route to the police department, Detective R. Purnell called me and asked me to go straight to Valley Care Hospital and to contact Officer R. Gonzalez. Detective Purnell advised the Alameda County Coroner's Bureau would be responding to the hospital as well, and he asked me to meet with the Coroner's Bureau's personnel there.

I arrived at the hospital at 2327 hours and met with Officer Gonzalez and CST J. Padavana there. They were standing outside a room in the emergency room which they indicated was where Jimerson was. I contacted the on-duty emergency room doctor, [REDACTED] and he provided the following information in summary:

At 2110 hours, Jimerson was brought to the emergency room by Paramedics Plus Rig #3520. [REDACTED] didn't notice any obvious visible trauma to Jimerson; however, Jimerson was in cardiac arrest. [REDACTED] performed lifesaving efforts to no avail and at 2135 hours [REDACTED] pronounced death. Jimerson's medical record number was [REDACTED].

After Jimerson was declared deceased, [REDACTED] called the Alameda County Coroner's bureau and made notification of Jimerson's death. [REDACTED] advised he couldn't determine a cause of death. [REDACTED] provided me with a copy of the paramedics plus report. I reviewed the report which indicated the following in summary:

Hayward PD officers were transporting Jimerson to Santa Rita Jail, and Jimerson was in a "WRAP" restraint device for his own personal safety due to Jimerson thrashing around in the back seat of the car. As Hayward PD officers were approaching the Hacienda Drive exit from eastbound Interstate-680, Jimerson was no longer extremely active as he had been before. Hayward PD officers immediately pulled over and checked on Jimerson who was not breathing and was pulseless at which time Hayward

37 PD officers started chest compressions until emergency medical personnel arrived (Livermore
38 Pleasanton Fire Department T93).

39 [REDACTED].

40 While I was there waiting for the deputies from the coroner's bureau to arrive, I spoke to Paramedics
41 Plus Supervisor [REDACTED] [REDACTED] and he provided me with his contact information as well as the crew
42 names for the rig which transported Jimerson. The crew members were Paramedic [REDACTED] [REDACTED] and
43 Emergency Medical Technician [REDACTED] [REDACTED]

44 Supervisor [REDACTED] and [REDACTED] [REDACTED] did not have any further information as to the LPFD personnel who
45 responded to the scene at Hacienda Drive and Interstate-680.

46 Around 0025 hours, Deputy T. Engel #1611 and Deputy C. Shafer #1754 arrived at the hospital and took
47 custody of Jimerson. As they processed Jimerson for transport, I didn't see any obvious, visible trauma
48 to Jimerson's body. CST Padavana photographed Jimerson to document his condition and later booked
49 the photographs into HPD evidence.

50 A bag of clothing was in between Jimerson's legs. After talking to Deputy Engel, it was determined that
51 Hayward PD would take custody of the clothing for processing. CST Padavana collected the bag of
52 clothing for processing. [REDACTED]

53 Prior to leaving, Deputy Engel provided me with a coroner's receipt and indicated the Coroner's
54 Bureau's case number was [REDACTED]. [REDACTED]

55 I then returned to HPD where I contacted Sergeant DeCosta and explained to her what I had learned
56 thus far.

57 **Monday 04/13/2015**

58 During the morning hours, I spoke to the lead investigator, Detective S. Riley, about the case and
59 explained to him what I had learned the night before. During our conversation, he asked me to contact
60 the original caller from the incident at Soto Road and Jackson Street, as the caller called HPD and
61 reported that Jimerson was running through traffic at this location. As a result of the call for service,
62 Officer Sharrock located and contacted Jimerson in the area.

63 I conducted a records check on the incident and learned the original caller's name was listed as
64 [REDACTED] I also located his phone number, and at 0934 hours I called him. A male voice answered who
65 verbally identified himself as (RP) [REDACTED] [REDACTED] I explained to [REDACTED] that I was investigating the
66 incident from the night before which prompted him to call HPD. [REDACTED] advised he recalled calling the
67 police department and agreed to meet with me at HPD for an interview later in the day at 1130 hours.

68 I then assisted Detective S. Riley with trying to find Jimerson's next of kin. We checked an address in
69 Hayward before driving to [REDACTED] [REDACTED]. The Oakland address was listed in Jimerson's

70 arrest history as once being a place where he resided. Upon our arrival, the front yard gate was locked,
71 so Detective Riley left a business card in the mailbox.

72 I then called Oakland PD and spoke to a communications operator who at my request performed a
73 records check on the Oakland address. She advised the most recent activity from the address was an
74 accidental 911 call from a [REDACTED] [REDACTED] which occurred last year. The dispatcher provided a phone
75 number of [REDACTED] for [REDACTED]. After learning this, I provided the information to Detective Riley.
76 Refer to Detective Riley's report for further details.

77 I then called El Cerrito Police Department and asked the communications operator to conduct a records
78 check on another address within El Ceritto PD's jurisdiction. Detective Riley told me during a records
79 check on Jimerson he located a possible relative for him, (O) [REDACTED] [REDACTED] and that DMV records
80 listed an El Cerrito address for her. When I spoke to the El Ceritto PD dispatcher, I asked her for any
81 phone numbers or contact information for anyone who lived at that residence which was documented
82 within their records system.

83 The dispatcher conducted a search and told me there was no listing in their system for [REDACTED]. A search
84 for the El Cerrito address indicated that there was no history for [REDACTED] either. The most recent call for
85 service was in 2013 for a welfare check for a [REDACTED] [REDACTED].

86 We then returned to HPD and at 1123 hours, I called [REDACTED] to confirm if he was going to meet me at
87 the police department. [REDACTED] did not answer, so I left a voicemail message requesting he call me back.
88 Around 1140 hours, I checked the police department lobby to ascertain if [REDACTED] was there as he
89 hadn't shown up yet. [REDACTED] was not there.

90 Around 1300 hours, I then assisted Detective Riley with interviewing Officer J. Padavana, Officer R.
91 Sharrock, and Officer M. Clark. After those interviews concluded, I learned from Detective Riley that
92 Jimerson's family was at the police department. Detective Riley and I spoke with Jimerson's father, step-
93 mother, and sister in the YFSB conference room and explained to them the circumstances surrounding
94 the case. After that concluded, Detective Riley advised that Jimerson's mother and brother [REDACTED]
95 [REDACTED] were at the police department as well. We then spoke to them and apprised them of what
96 happened. During that conversation, Jimerson's mother and [REDACTED] became confrontational and
97 hostile towards us. After they left the police department, Jimerson's mother returned about 10-15
98 minutes later.

99 She was in the front lobby and when I contacted her she kept repeating that she wanted to see
100 Jimerson. I explained several times that he was at the coroner's bureau and that it would be up to that
101 office for any arrangements to see Jimerson. She did not accept this answer and kept repeating herself
102 that she wanted to see Jimerson. She appeared to be crying as she did this. After explaining myself
103 multiple times that it wasn't up to me or the Hayward Police Department, I asked her for her name as
104 Detective Riley and I didn't obtain it during our earlier contact with her. This was due to her being
105 confrontational with us. After asking for her name a couple of times, Jimerson's mother immediately
106 stopped crying and walked over to a car that was parked in the parking lot where she got into the front
107 passenger seat.

108 That contact with Jimerson's mother was recorded with my digital audio recorder. I later downloaded
109 the recording into the HPD PUMA database.

110 Refer to Detective Riley's report for further details.

111 **Tuesday 04/14/2015**

112 About 0900 hours, I drove to the Alameda County Coroner's Bureau with Detective Riley and attended
113 Jimerson's autopsy, which was performed by [REDACTED] [REDACTED] During the autopsy, Detective Riley requested
114 that I photograph Jimerson at which time I took 94 photographs. I later booked the photographs into
115 HPD evidence on a CD.

116 After the autopsy, Detective Riley and I drove to the intersection of Soto Road and Jackson Street where
117 we canvassed the area for video surveillance which may have captured Jimerson prior to his arrest. We
118 located video surveillance from multiple businesses which appeared to have recorded Jimerson running
119 around outside, across Jackson Street and Soto Road. Refer to Detective Riley's report for further details
120 in regards to the autopsy and the video surveillance.

121 **Wednesday 04/15/2015**

122 At 0948 hours, I called [REDACTED] but there was no answer. I left a voicemail requesting he call me or
123 Detective Riley. In the event [REDACTED] returns my call, I will author a supplement report at that time
124 documenting that contact with him.

125 Around 1430 hours, I returned to the area of Jackson Street and Soto Road to continue making
126 canvassing the area for video surveillance with Detective Riley.

127 I contacted [REDACTED] [REDACTED] [REDACTED] who [REDACTED] [REDACTED] [REDACTED] the Quick Tune and Braking shop at
128 141 Jackson Street. [REDACTED] advised his video surveillance system was not working and hadn't been
129 working for some time.

130 I then contacted [REDACTED] [REDACTED] who was the [REDACTED] at the Kelly Paper Store (145 Jackson Street).
131 [REDACTED] advised that the camera surveillance system was operating and assisted Detective Riley and I
132 with reviewing and obtaining a copy of the footage which captured Jimerson running across Jackson
133 Street towards the store and then back northbound across Jackson Street towards the market.

134 Detective Riley collected the video for analysis.

135 Refer to Detective Riley's report for further details.

[REDACTED] [REDACTED]

[REDACTED] [REDACTED]

[REDACTED] [REDACTED]

[REDACTED] [REDACTED]

141 *** END OF REPORT – DET. J. MOSBY #258

142

HAYWARD POLICE DEPARTMENT

CASE SUPPLEMENT REPORT

CASE# **2015-00029275**

300 West Winton Avenue
Hayward, CA 94544

EVENT	REPORTED DATE/TIME 04/12/2015 19:42	OCCURRED INCIDENT TYPE	
	OCCURRED FROM DATE/TIME	OCCURRED THRU DATE/TIME	LOCATION OF OCCURRENCE

OFFENSES	#	STATUTE/DESCRIPTION	COUNTS	ATTEMPT/COMMIT

SUBJECT	SUBJECT TYPE		NAME (LAST, FIRST, MIDDLE SUFFIX) <input type="checkbox"/> NON-DISCLOSURE			
	DOB AGE or AGE RANGE		ADDRESS (STREET, CITY, STATE, ZIP)			
	SEX	RACE	EYE	HAIR	HEIGHT or RANGE	WEIGHT or RANGE
	DL NUMBER/STATE		PFN	PRIMARY PHONE	PHONE #2	

SUBJECT	SUBJECT TYPE		NAME (LAST, FIRST, MIDDLE SUFFIX) <input type="checkbox"/> NON-DISCLOSURE			
	DOB AGE or AGE RANGE		ADDRESS (STREET, CITY, STATE, ZIP)			
	SEX	RACE	EYE	HAIR	HEIGHT or RANGE	WEIGHT or RANGE
	DL NUMBER/STATE		PFN	PRIMARY PHONE	PHONE #2	

SUBJECT	SUBJECT TYPE		NAME (LAST, FIRST, MIDDLE SUFFIX) <input type="checkbox"/> NON-DISCLOSURE			
	DOB AGE or AGE RANGE		ADDRESS (STREET, CITY, STATE, ZIP)			
	SEX	RACE	EYE	HAIR	HEIGHT or RANGE	WEIGHT or RANGE
	DL NUMBER/STATE		PFN	PRIMARY PHONE	PHONE #2	

SUBJECT	SUBJECT TYPE		NAME (LAST, FIRST, MIDDLE SUFFIX) <input type="checkbox"/> NON-DISCLOSURE			
	DOB AGE or AGE RANGE		ADDRESS (STREET, CITY, STATE, ZIP)			
	SEX	RACE	EYE	HAIR	HEIGHT or RANGE	WEIGHT or RANGE
	DL NUMBER/STATE		PFN	PRIMARY PHONE	PHONE #2	

REPORTING OFFICER Gonzalez	406	DATE 04/12/2015	REVIEWED BY oswald.riley Riley, Oswald 7/15/2015 08:20
--------------------------------------	-----	---------------------------	--

HAYWARD POLICE DEPARTMENT

CASE SUPPLEMENT REPORT

CASE#

2015-00029275

300 West Winton Avenue

Hayward, CA 94544

NARRATIVE

NARRATIVE: On 4/12/15, about 2206 hours, I was detailed to respond to Valley Care Medical Center (4000 Dublin Blvd, Pleasanton Ca 94588) to relieve Officer Clark on an in-custody death investigation. I arrived on scene at about 2232 hours and met with Officer Clark.

Officer Clark pointed out the decedent, who was lying on a gurney in one of the examination rooms. He advised me that the Coroner's Office had been contacted and to stand by with the decedent until they arrived. I stood at the doorway of the examination room and made sure that no one entered or exited the room.

At about 1127 hours, Detective Mosby arrived and informed me that he was assisting with the investigation and would be waiting for the Coroner. The Coroner's Office arrived at about 0005 hours on 4/13/15 and took possession of the decedent. (See Officer Mosby's supplemental report for details on the Medical Staff and Coroner's Office).

*****End of report, R. Gonzalez #406*****

REPORTING OFFICER	DATE	REVIEWED BY
Gonzalez 406	04/12/2015	oswald.riley Riley, Oswald 7/15/2015 08:20

HAYWARD POLICE DEPARTMENT

CASE SUPPLEMENT REPORT

CASE#

2015-00029275

300 West Winton Avenue
Hayward, CA 94544

EVENT	REPORTED DATE/TIME 04/13/2015 00:40	OCCURRED INCIDENT TYPE	
	OCCURRED FROM DATE/TIME	OCCURRED THRU DATE/TIME	LOCATION OF OCCURRENCE

OFFENSES		STATUTE/DESCRIPTION	COUNTS	ATTEMPT/COMMIT

SUBJECT	SUBJECT TYPE		NAME (LAST, FIRST, MIDDLE SUFFIX) <input type="checkbox"/> NON-DISCLOSURE			
	DOB AGE or AGE RANGE		ADDRESS (STREET, CITY, STATE, ZIP)			
	SEX	RACE	EYE	HAIR	HEIGHT or RANGE	WEIGHT or RANGE
	DL NUMBER/STATE		PFN	PRIMARY PHONE		PHONE #2

SUBJECT	SUBJECT TYPE		NAME (LAST, FIRST, MIDDLE SUFFIX) <input type="checkbox"/> NON-DISCLOSURE			
	DOB AGE or AGE RANGE		ADDRESS (STREET, CITY, STATE, ZIP)			
	SEX	RACE	EYE	HAIR	HEIGHT or RANGE	WEIGHT or RANGE
	DL NUMBER/STATE		PFN	PRIMARY PHONE		PHONE #2

SUBJECT	SUBJECT TYPE		NAME (LAST, FIRST, MIDDLE SUFFIX) <input type="checkbox"/> NON-DISCLOSURE			
	DOB AGE or AGE RANGE		ADDRESS (STREET, CITY, STATE, ZIP)			
	SEX	RACE	EYE	HAIR	HEIGHT or RANGE	WEIGHT or RANGE
	DL NUMBER/STATE		PFN	PRIMARY PHONE		PHONE #2

SUBJECT	SUBJECT TYPE		NAME (LAST, FIRST, MIDDLE SUFFIX) <input type="checkbox"/> NON-DISCLOSURE			
	DOB AGE or AGE RANGE		ADDRESS (STREET, CITY, STATE, ZIP)			
	SEX	RACE	EYE	HAIR	HEIGHT or RANGE	WEIGHT or RANGE
	DL NUMBER/STATE		PFN	PRIMARY PHONE		PHONE #2

REPORTING OFFICER	DATE	REVIEWED BY
Lutzinger	04/13/2015	Lutzinger, Jeffery

HAYWARD POLICE DEPARTMENT

CASE SUPPLEMENT REPORT

CASE#

2015-00029275

300 West Winton Avenue

Hayward, CA 94544

NARRATIVE

Narrative:

On the listed date I was on duty as the Patrol Watch Commander. Shortly after 2000 hrs I learned that Officer Sharrock was transporting a subject (Eugene Jimerson) to the Alameda County Jail - Santa Rita. At approximately 2048 hrs I heard a radio transmission from Officer Sharrock advising he was at the off ramp from Hwy 580 at Hacienda Dr in Dublin. The rest of the message was garbled. After a couple of attempts the dispatcher advised him they were attempting to reach his cellphone. After a couple more minutes I learned that Officer Sharrock had reached dispatch via telephone, advised that the subject he was transporting was having a medical emergency, he and Clark were performing CRP and needed an ambulance to their location. I immediately directed Sergeant Ducker to respond Sharrock's location.

At 2104 hrs I heard Officer Clark advise that he was following an ambulance to Valley Care Medical Hospital in Pleasanton. Sgt Ducker later called me from the hospital and told me that Jimerson had been pronounced dead at the hospital at 2135 hrs. I then made the prescribed internal notifications as per HPD procedures including: the Patrol Commander (Capt Martinez), the Investigations Division on call sergeant (Sgt DeCosta), Internal Affairs Lieutenant (Lt Keener) and the Support Services Director (SSD Smith).

At 2255 hrs I called the Pleasanton Police Department and spoke with the Watch Commander Sergeant Eric Gora. I advised Gora of the in custody death that occurred within their jurisdiction. I provided information as to the time, location, subject's name and general details as outlined above. I asked if the Pleasanton Police Dept would like to conduct a joint investigation into the death. Sgt Gora said he would consult with his Investigations Bureau and call me back. At 2330 hours I received a call back from Sgt Gora. After consulting with his Investigations Bureau and chain of command, since Jimerson was in the custody of the Hayward Police Department the whole time during this incident, the Pleasanton Police Department would not be conducting a joint investigation.

At approximately midnight I met with the Investigations Bureau and gave them an overview of the events up to this point so that they could assume the investigation.

**** End of Report - J.Lutzinger ****

REPORTING OFFICER	DATE	REVIEWED BY
Lutzinger 68	04/13/2015	Lutzinger, Jeffery

HAYWARD POLICE DEPARTMENT

CASE SUPPLEMENT REPORT

CASE# **2015-00029275**

300 West Winton Avenue
Hayward, CA 94544

EVENT	REPORTED DATE/TIME 04/17/2015 12:00	OCCURRED INCIDENT TYPE	
	OCCURRED FROM DATE/TIME	OCCURRED THRU DATE/TIME	LOCATION OF OCCURRENCE

OFFENSES	STATUTE/DESCRIPTION	COUNTS	ATTEMPT/COMMIT

SUBJECT	SUBJECT TYPE Witness		NAME (LAST, FIRST, MIDDLE SUFFIX) MacKenzie, Thomas.				<input type="checkbox"/> NON-DISCLOSURE	
	DOB 07/27/1968 46		ADDRESS (STREET, CITY, STATE, ZIP) [REDACTED]					
	SEX Male	RACE White-European		EYE	HAIR	HEIGHT or RANGE	WEIGHT or RANGE	
	DL NUMBER/STATE		PFN		PRIMARY PHONE [REDACTED]		PHONE #2	

SUBJECT	SUBJECT TYPE		NAME (LAST, FIRST, MIDDLE SUFFIX)				<input type="checkbox"/> NON-DISCLOSURE	
	DOB		ADDRESS (STREET, CITY, STATE, ZIP)					
	SEX	RACE		EYE	HAIR	HEIGHT or RANGE	WEIGHT or RANGE	
	DL NUMBER/STATE		PFN		PRIMARY PHONE		PHONE #2	

SUBJECT	SUBJECT TYPE		NAME (LAST, FIRST, MIDDLE SUFFIX)				<input type="checkbox"/> NON-DISCLOSURE	
	DOB		ADDRESS (STREET, CITY, STATE, ZIP)					
	SEX	RACE		EYE	HAIR	HEIGHT or RANGE	WEIGHT or RANGE	
	DL NUMBER/STATE		PFN		PRIMARY PHONE		PHONE #2	

SUBJECT	SUBJECT TYPE		NAME (LAST, FIRST, MIDDLE SUFFIX)				<input type="checkbox"/> NON-DISCLOSURE	
	DOB		ADDRESS (STREET, CITY, STATE, ZIP)					
	SEX	RACE		EYE	HAIR	HEIGHT or RANGE	WEIGHT or RANGE	
	DL NUMBER/STATE		PFN		PRIMARY PHONE		PHONE #2	

REPORTING OFFICER Purnell	DATE 04/17/2015	REVIEWED BY Purnell, Robert
-------------------------------------	---------------------------	---------------------------------------

HAYWARD POLICE DEPARTMENT

CASE SUPPLEMENT REPORT

CASE#

2015-00029275

300 West Winton Avenue

Hayward, CA 94544

NARRATIVE

SUPPLEMENTAL REPORT:

NARRATIVE: I am currently assigned as a Detective with the Homicide/Major Crimes Unit of the Hayward Police Department's Criminal Investigations Bureau (CIB).

On 4-12-14 shortly after 2130 hrs, I was contacted at home by Det. Sgt. DeCosta and responded to the Hayward Police Department for the death investigation in this case. While responding, I spoke with Det. Sgt. Cantrell and Det. Riley by phone and determined that Det. Riley would be the lead investigator on this case.

Upon my arrival, Lt. Koller, Sgt. DeCosta and I received a briefing by Lt. Lutzinger and Sgt. Ducker regarding what had transpired. CIB was advised that the initial call was for a man running in traffic at Jackson and Soto at 1942 hrs. Ofcs. Padavana (wearing a body camera) and Sharrock responded to the area and contacted (S) Eugene Jimerson. Jimerson acted under the influence of a controlled substance and was arrested. While enroute to the station, Jimerson frequently fidgeted and moved around in the back of the patrol car despite being handcuffed.

At the HPD Jail, staff (CSOs Ray Eakin, Paul Sanchez, and Jonathan Colton) determined Jimerson would need to be transported to Santa Rita Jail due to his behavior. Ofc. Sharrock requested to place Jimerson in a WRAP (leg restraint device) for safety while transporting, which was approved by Sgt. Ducker. At 2031 hrs, Ofc. Sharrock and his ride along, (W) Thomas MacKenzie transported Jimerson to Santa Rita Jail followed by Ofc. Clark in a second vehicle. While enroute, Jimerson continued to move around frequently in the back of the patrol vehicle (HPD Unit #304). As Ofc. Sharrock exited the freeway, he noted Jimerson was no longer moving around and pulled over to check on him (2038 hrs). Jimerson was found non-responsive and officers began lifesaving efforts and requested an ambulance by phone (2050 hrs). Jimerson was transported by ambulance to Valley Medical Center in Pleasanton (2104 hrs) and was pronounced deceased at 2135 hrs.

Lt. Lutzinger noted he had contacted Pleasanton Police Department who stated they would defer any investigation to HPD. I requested the patrol unit be secured until a Crime Scene Technician could photograph it and I was informed that the three officers and ride along were separated at HPD. Lt. Lutzinger and Sgt. Ducker were asked to write supplemental reports as to their involvement. I confirmed that no use of force had been utilized during the arrest and/or booking process by HPD personnel.

I spoke with the Alameda County Coroner's Office by phone and confirmed that they had been notified and would be responding to Valley Medical Center to pick up Jimerson's body. ACSO requested that HPD conduct next of kin notifications and I forwarded their request to Det. Riley. Ofc. Gonzalez had been sent to stand by with Jimerson's body at the hospital and Det. Mosby was dispatched to view the body as it was transferred and meet with coroner's deputies. (See Det. Mosby's supplemental report)

I contacted MacKenzie at the Hayward Police Department and spoke with him about his availability for

REPORTING OFFICER	DATE	REVIEWED BY
Purnell	04/17/2015	Purnell, Robert

HAYWARD POLICE DEPARTMENT

CASE SUPPLEMENT REPORT

CASE#

2015-00029275

300 West Winton Avenue

Hayward, CA 94544

NARRATIVE (continuation)

an interview. Due to the active investigation and MacKenzie's work schedule, an interview was set for 4-16-15.

I spoke with the assigned RLS Attorney and scheduled interviews for Ofc. Padavana, Ofc. Sharrock, and Ofc. Clark for 4-13-15 with Dets. Riley and Mosby. All three officers were photographed in uniform by CST Padavana as per protocol.

CST Padavana photographed Ofc. Sharrock's assigned vehicle and the WRAP restraint device in the back seat of the vehicle. I removed the WRAP restraint device and noted nothing that I recognized as an abnormality or anything remarkable about it. The WRAP device was booked into evidence by CST Padavana.

I requested CSOs Ray Eakin, Paul Sanchez, and Jonathan Colton write supplemental reports as to their involvement in this case via email (which was later changed to interviews by Det. Riley). I requested video from the HPD jail through supervisor Bernie Cunha via email. I requested access to Ofc. Padavana's body camera video by email through Nathaniel Roush. I requested all calls to dispatch and HPD Channel 1 radio traffic through dispatch supervisor, Randy White. It was later noted that Ofc. Sharrock had activated his department issued PUMA audio recorder where they had stopped in Pleasanton and I instructed Ofc. Sharrock to upload the audio to the system. I advised Det. Riley of the same by email.

On 4-14-15, I received the audio recordings (initial caller, officers' call requesting the ambulance, and Channel 1 radio traffic) from HPD Dispatch (Randy White) by email. I downloaded the files and placed a copy into evidence. I met with Nathaniel Roush and requested that he book a copy of the body camera video from Ofc. Padavana's camera into evidence. I was further advised by Det. Riley that (W) MacKenzie had only been present from the transport from the HPD Jail to Santa Rita and not the initial call for service.

On 4-16-15 shortly before 1147 hrs, I met with MacKenzie at his residence. I discussed MacKenzie's occupation as a Deputy Sheriff/Coroner with the Merced County Sheriff's Department. MacKenzie explained he has been a peace officer for over 20 years. MacKenzie said has been a SWAT operator for 15 years, currently as the team leader, chemical agent instructor, side handled baton instructor, firearms instructor, less lethal instructor, taser instructor, submachine gun instructor, rifle instructor, field training officer, school resource officer, and two years in narcotics.

I confirmed that MacKenzie had gone on a ride along with Ofc. Sharrock on 4-12-15. MacKenzie said he showed up around 2000 hrs and texted Ofc. Sharrock who said he would be out in a little while as he was in the jail. MacKenzie estimated around 2030 hrs (noting however he didn't look at his watch), that Ofc. Sharrock pulled around the front of the police department and picked him up. MacKenzie said when he got in the patrol unit he didn't realize that anyone else was in the car until they started driving and Ofc. Sharrock said he had a prisoner. MacKenzie noted he didn't know whether the prisoner was seated behind him or Ofc. Sharrock in the back seat.

REPORTING OFFICER	DATE	REVIEWED BY
Purnell	04/17/2015	Purnell, Robert

HAYWARD POLICE DEPARTMENT

CASE SUPPLEMENT REPORT

CASE#

2015-00029275

300 West Winton Avenue

Hayward, CA 94544

NARRATIVE (continuation)

I asked MacKenzie to explain in narrative what had occurred and he said the following in summary. MacKenzie said Ofc. Sharrock said they needed to go to Santa Rita and were followed by a second patrol unit. MacKenzie said approximately 30-40 seconds later he heard Ofc. Sharrock say "Hey Eugene, calm down" and movement in the back seat. MacKenzie asked if there was someone in the back seat and Ofc. Sharrock told him he had a prisoner that couldn't stay at the HPD Jail because he [REDACTED]. MacKenzie said throughout the drive Jimerson (who he only knew as "Eugene" because Ofc. Sharrock had called him that) moved around in the back seat and Ofc. Sharrock kept telling him to relax and "chill out" as they would be there in a few minutes. MacKenzie noted that it was described that Jimerson was hallucinating thinking people were after him and from his own experience, MacKenzie deduced that Jimerson had been up for 3-4 days on a "meth run" with no sleep.

MacKenzie said about the time that they reached the Hacienda offramp Ofc. Sharrock looked in the back seat because they weren't hearing Jimerson move anymore. When they got to the top of the on ramp, Ofc. Sharrock used his flashlight and called out "hey, Eugene" several times. MacKenzie noted that they sat through a green light because Ofc. Sharrock was checking on Jimerson and they pulled over when the light cycled back to red. MacKenzie said Ofc. Sharrock exited the vehicle and called out to Jimerson, at which time MacKenzie said he suggested a sternum rub to see if Jimerson was "playing possum" (term used to describe someone playing like they are unconscious). MacKenzie said about 30 seconds later he exited the vehicle and attempted a sternum rub as Ofc. Sharrock held Jimerson. MacKenzie said he checked Jimerson's pupil reaction with a light and got none, but noted that wasn't uncommon with meth use. MacKenzie told Ofc. Sharrock he was getting no response as Ofc. Clark walked up from his vehicle to meet them.

Ofc. Sharrock and Ofc. Clark pulled Jimerson from the vehicle to begin CPR and MacKenzie noted Clark was trying to transmit over his portable radio but was not getting through. Clark instructed MacKenzie to call HPD Dispatch which he did and advised them that they needed an ambulance as Jimerson was "coding". MacKenzie said Clark began CPR while he talked to dispatch. MacKenzie said he told Clark when he got off the phone that he could trade doing compressions with him but Ofc. Sharrock eventually took over. MacKenzie explained as Sharrock did compressions, he and Clark removed the WRAP leg restraint device. MacKenzie said they could hear sirens coming and Ofc. Sharrock instructed MacKenzie to flag down EMS personnel with his flashlight as they arrived. MacKenzie said fire personnel arrived and took over lifesaving efforts.

I asked MacKenzie to clarify what he meant by Jimerson moving around and he noted he never saw it but heard moving around, scooting, and sounds of kicking the partition. MacKenzie confirmed that Jimerson was not saying anything during the drive. I clarified with MacKenzie that he didn't know which officer had suggested CPR and MacKenzie confirmed that he had attempted to find a carotid pulse and didn't know if Sharrock or Clark had attempted. MacKenzie described that from the time the officers were able to get Jimerson out of the patrol car to the time that they began chest compressions was less than a minute. MacKenzie confirmed that chest compressions were done with no rescue

REPORTING OFFICER	DATE	REVIEWED BY
Purnell	04/17/2015	Purnell, Robert

HAYWARD POLICE DEPARTMENT

CASE SUPPLEMENT REPORT

CASE#

2015-00029275

300 West Winton Avenue

Hayward, CA 94544

NARRATIVE (continuation)

breathing. MacKenzie described removing the WRAP and estimated that from the time CPR started until the arrival of fire was 3-4 minutes with no stop in CPR during that time.

I confirmed that Jimerson was in constant movement in the backseat until they realized he stopped and checked on him at the Hacienda offramp, to which MacKenzie noted Jimerson had moved just prior to the offramp. I showed MacKenzie a single CRIMS photo of Jimerson which he stated he did not recognize. I asked if there was anything else we hadn't discussed and MacKenzie noted he had been "doing this for 20 years" and Ofcs. Sharrock and Clark did everything they were supposed to do in his opinion. I paused the interview to refer to my notes and then went back on the recording to clarify a couple of points.

I asked MacKenzie if he noted anything about Jimerson's person. MacKenzie described that when he felt for a pulse on Jimerson, his neck was sweaty and clammy. I confirmed that the temperature in the patrol car was comfortable to which MacKenzie noted he was wearing a long sleeve shirt and neither he nor Ofc. Sharrock (also wearing long sleeves) were sweating. I confirmed that MacKenzie felt the sweating was abnormal to the temperature in the patrol vehicle. I asked MacKenzie about any drug abuse recognition training and he stated he had attended a 54 hour class in college, spent two years on a narcotics task force, and the 80 hour DOJ narcotics and abuse course. MacKenzie noted he has testified as an expert in court for possession and possession for sales cases in regards to Methamphetamine. I asked MacKenzie from his brief interaction with Jimerson's skin, the description of the circumstances from Ofc. Sharrock and his training and experience did he believe Jimerson was under the influence to which he noted "yeah". MacKenzie discussed hallucinating due to not sleeping for several days and the movement where Jimerson could not sit still exhibited one of the signs. I asked MacKenzie again if there was anything we hadn't discussed and he again noted that everyone did a really good job at trying to resuscitate Jimerson, but that he thought he just had "too many drugs in him". I concluded the interview shortly after.

See Det. Riley's supplemental report.

[REDACTED]

*****End Report, Det. R. Purnell #278

REPORTING OFFICER	DATE	REVIEWED BY
Purnell 326	04/17/2015	Purnell, Robert

HAYWARD POLICE DEPARTMENT

CASE SUPPLEMENT REPORT

CASE#

2015-00029275

300 West Winton Avenue
Hayward, CA 94544

EVENT	REPORTED DATE/TIME 04/12/2015 19:42	OCCURRED INCIDENT TYPE	
	OCCURRED FROM DATE/TIME	OCCURRED THRU DATE/TIME	LOCATION OF OCCURRENCE

OFFENSES		STATUTE/DESCRIPTION	COUNTS	ATTEMPT/COMMIT

SUBJECT	SUBJECT TYPE		NAME (LAST, FIRST, MIDDLE SUFFIX) <input type="checkbox"/> NON-DISCLOSURE			
	DOB AGE or AGE RANGE		ADDRESS (STREET, CITY, STATE, ZIP)			
	SEX	RACE	EYE	HAIR	HEIGHT or RANGE	WEIGHT or RANGE
	DL NUMBER/STATE		PFN	PRIMARY PHONE		PHONE #2

SUBJECT	SUBJECT TYPE		NAME (LAST, FIRST, MIDDLE SUFFIX) <input type="checkbox"/> NON-DISCLOSURE			
	DOB AGE or AGE RANGE		ADDRESS (STREET, CITY, STATE, ZIP)			
	SEX	RACE	EYE	HAIR	HEIGHT or RANGE	WEIGHT or RANGE
	DL NUMBER/STATE		PFN	PRIMARY PHONE		PHONE #2

SUBJECT	SUBJECT TYPE		NAME (LAST, FIRST, MIDDLE SUFFIX) <input type="checkbox"/> NON-DISCLOSURE			
	DOB AGE or AGE RANGE		ADDRESS (STREET, CITY, STATE, ZIP)			
	SEX	RACE	EYE	HAIR	HEIGHT or RANGE	WEIGHT or RANGE
	DL NUMBER/STATE		PFN	PRIMARY PHONE		PHONE #2

SUBJECT	SUBJECT TYPE		NAME (LAST, FIRST, MIDDLE SUFFIX) <input type="checkbox"/> NON-DISCLOSURE			
	DOB AGE or AGE RANGE		ADDRESS (STREET, CITY, STATE, ZIP)			
	SEX	RACE	EYE	HAIR	HEIGHT or RANGE	WEIGHT or RANGE
	DL NUMBER/STATE		PFN	PRIMARY PHONE		PHONE #2

REPORTING OFFICER	DATE 04/12/2015	REVIEWED BY Ducker, Mark
-------------------	---------------------------	------------------------------------

HAYWARD POLICE DEPARTMENT

CASE SUPPLEMENT REPORT

CASE#

2015-00029275

300 West Winton Avenue

Hayward, CA 94544

NARRATIVE

The purpose of this supplement is to document my involvement in this investigation.

NARRATIVE:

On 4/12/15 I was on duty as one of the Swing Shift supervisors. I had heard a dispatch involving a male running in and out of traffic in the area of Jackson and Soto at 1942 hours. At 2013 hours Officer Sharrock called me. He stated that he had arrested the man who had been running in traffic and that man, later identified as Eugene Jimerson. Officer Sharrock went on to say that Jimerson was extremely high on some sort of illegal stimulant, probably Methamphetamines, and was too intoxicated for the Hayward Jail. Officer Sharrock said that Jimerson needed to be taken to Santa Rita Jail but that he could not be secured in the back seat of the patrol car with just a seat belt. Officer Sharrock said Jimerson had already demonstrated that he would not remain still in the back seat on the ride from Jackson and Soto to that jail. Officer Sharrock said that Jimerson was calm during the arrest but once placed in the car he started yelling and banging around and he was able to release his seat belt even though he was wearing handcuffs behind his back.

Officer Sharrock stated that he believed Jimerson needed to be placed in the WRAP Restraint device for his own safety. Officer Sharrock said the jail staff had a WRAP and would assist him in placing Jimerson in the WRAP. I told Officer Sharrock that he was authorized to use the WRAP. I then returned to HPD.

Upon my arrival, at 2028 hours, I saw as Jimerson was being placed in the rear seat of Officer Sharrock's patrol car, which was in the jail sally port. Due to the configuration of the back seat and the WRAP it did not appear that the seat belt could be utilized. The WRAP appeared to have been placed on properly and Jimerson was in an upright seated position, with his back against the passenger side door and his feet toward the driver's side door. Officer Clark was in the back lot so I told him and Officer Sharrock that I wanted Officer Clark to follow Officer Sharrock out to Santa Rita in case Jimerson started acting up and began getting out of control again.

They departed a several minutes later. Around 2048 hours I heard faint radio traffic from either Officer Clark or Officer Sharrock. I could not understand what was being said. They tried again to broadcast but again it was faint and broken. Dispatch then tried calling their cell phone(s). I then found out from dispatch that they had pulled over at the Hacienda exit in Pleasanton because Jimerson required emergency medical attention. Lt. Lutzinger directed me to go to that scene. Shortly before I arrived I heard Officer Clark Broadcast that he was following Paramedics Plus to Valley Care Hospital.

When I arrived I spoke with Officer Sharrock. He told me that during the ride on 580 Jimerson had been active and was banging around in the back seat. Shortly before the Hacienda exit Officer Sharrock noticed Jimerson had gone quiet. It was dark and Officer Sharrock could not see Jimerson so he took the exit, and stopped at the top of the ramp. He found Jimerson fallen over, with his head down in the passenger side floor board. Officer Sharrock checked for breathing and a pulse and found neither. He and Officer Clark immediately pulled Jimerson out and began CPR. They tried to radio for

REPORTING OFFICER

DATE

REVIEWED BY

04/12/2015

Ducker, Mark

HAYWARD POLICE DEPARTMENT

CASE SUPPLEMENT REPORT

CASE# 2015-00029275

300 West Winton Avenue

Hayward, CA 94544

NARRATIVE (continuation)

medical aid but the radios did not work. They then called on their cell phones. They continued CPR until the arrival of Alameda County Fire, who took over for them.

Officer Sharrock said that at no time was Jimerson combative and no force had been used at all. He stated, as he had stated before, that the WRAP was only applied so that Jimerson would not thrash about and injure himself.

I saw that there were no businesses or residences in the area so the scene did not need to be secured. I instructed Officer Sharrock to meet me at Valley Care ER. I then drove to Valley Care ER. Upon my arrival I saw the medical staff was actively trying to resuscitate Jimerson. These efforts were unsuccessful and Jimerson was pronounced deceased at 2135 hours.

I called Lt. Lutzinger and briefed him on everything I had learned and about Jimerson's death. He advised me that Officer Gonzalez would be en route to maintain control of the body until to coroner could arrive. I instructed Officer Sharrock to return to HPD and I instructed Officer Clark to stay with Jimerson until Officer Gonzalez arrived.

One of the hospital staff had called AC SO Coroner Deputy Engel. Deputy Engel asked to speak with me and I gave him a brief rundown of what I knew so far. He stated he would be en route to pick up the body.

I then returned to HPD. I briefed Detective Purnell, Sgt. DeCosta and Lt. Koller. I then resumed my supervisor duties.

End of Narrative Ducker #109

REPORTING OFFICER

DATE

REVIEWED BY

04/12/2015

Ducker, Mark